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FILE NO. 45-85-82 ORDINANCE NO. 1-86

RO #6129

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF VALENTINA MITCHELL AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $7,500.00

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "VALENTINA MITCHELL V. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 814-144, by the payment of $7,500.00

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By Kathleen A. Foley
KATHLEEN FOLEY
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By Donald J. Birrer
DONALD J. BIRRER
Director

FUNDS AVAILABLE:

John C Farrell
Controller

01 001 97 09 00
309138 1450 $7,500.00
DEC 02 1985

APPROVED:

Chief Administrative Officer

2941E

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 6, 1986	January 13, 1986
Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Silver Ward	Ayes: Supervisors Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker
Absent: Supervisors Britt Kopp Maher Walker	Absent: Supervisors Britt Maher Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 45-85-82

JAN 17 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 45-85-83 ORDINANCE NO. 2-86

(SETTLEMENT OF LAWSUIT)

(SETTLEMENT OF DISPUTED CLAIM/LAWSUIT (THIRD PARTY SETTLEMENT) AUTHORIZING SETTLEMENT OF CLAIM OF MICHAEL J. ROSS vs. SEAN DORSEY AND HOLIDAY INN HOTEL.

Be it ordained by the People of City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle claim entitled "MICHAEL J. ROSS vs. SEAN DORSEY AND HOLIDAY INN HOTEL" San Francisco Superior Court No. 835719 entitled "CITY AND COUNTY OF SAN FRANCISCO, Plaintiff v. ERNEST G. DE VALL, et al.," Defendants by the acceptance of the sum of $3,367.50.

Section 2. The City Attorney is hereby further authorized to dismiss the claim and release the third parties herein mentioned from this claim upon receipt of payment of said settlement.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to General Manger

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
January 6, 1986	§	January 13, 1986
Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Silver Ward	§	Ayes: Supervisors Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker
Absent: Supervisors Britt Kopp Maher Walker	§	Absent: Supervisors Britt Maher Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 45-85-83

JAN 17 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 46-85-22 ORDINANCE NO. 3-86

(SETTLEMENT OF DISPUTED CLAIM/LAWSUIT (THIRD PARTY SETTLEMENT)

AUTHORIZING SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO vs. BETTY B. GIBSON, et al., and DONALD J. CONDENCIA vs. BETTY B. GIBSON, et al.

Be it ordained by the People of City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the actions entitled "CITY AND COUNTY OF SAN FRANCISCO vs. BETTY B. GIBSON, et al. San Francisco Superior Court No. 806-609 and DONALD H. CONDENCIA vs. BETTY B. GIBSON, et al., CITY AND COUNTY OF SAN FRANCISCO, Intervenor, San Francisco Superior Court No. 807-221, by the acceptance of $12,000.00 and receipt of Third Party Compromise and Release.

Section 2. Upon receipt of said sum of $12,000 and the Compromise and Release, the City Attorney is authorized to dismiss said Complaint in Intervention of Workers' Compensation Benefits.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to General Manger

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 6, 1986	January 13, 1986
Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Silver Ward	Ayes: Supervisors Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker
Absent: Supervisors Britt Kopp Maher Walker	Absent: Supervisors Britt Maher Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 46-85-22

JAN 17 1986
Date Approved

Dianne Feinstein
Mayor

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FILE NO. 46-85-23 ORDINANCE NO. 4-86

(SETTLEMENT OF DISPUTED CLAIM/LITIGATION (THIRD PARTY SETTLEMENT)

AUTHORIZING SETTLEMENT OF LITIGATION OF BENJAMIN J. McALISTER vs. SOUTHERN PACIFIC TRANSPORTATION COMPANY, Municipal Court No. 899-848

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "BENJAMIN J. McALISTER vs. SOUTHERN PACIFIC TRANSPORTATION COMPANY; et al." by receipt of payment of $7,500.00.

Section 2. The City Attorney is hereby, further, authorized to dismiss with prejudice subject case upon receipt of payment of said settlement.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to General Manger

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
January 6, 1986	§	January 13, 1986
Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Silver Ward	§	Ayes: Supervisors Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker
Absent: Supervisors Britt Kopp Maher Walker	§	Absent: Supervisors Britt Maher Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 46-85-23

JAN 17 1986
Date Approved

Mayor

FILE NO. 65-85-18 ORDINANCE NO. 5-86

(Lease of Property)

APPROVING LEASE FOR ESTABLISHING AND OPERATING A COMPOSTING PROJECT, ADJACENT TO THE SAN FRANCISCO ZOO, THAT WILL RECYCLE THE ZOO'S ORGANIC WASTE AND OTHER SOURCES AND TURN IT INTO A VALUABLE RESOURCE.

Be it ordained by the People of the City and County of San Francisco

Section 1. That certain lease between the Recreation and Park Commission, for and on behalf of the City and County of San Francisco and Urban Resource Systems for establishing and operating a composting project, adjacent to the San Francisco Zoo, that will recycle the Zoo's organic waste and other sources and turn it into a valuable resource, a copy of which lease is on file in the office of the Clerk of the Board of Supervisors and to which reference is hereby made, is hereby approved.

RECOMMENDED BY:

Barney Barron
Acting General Manager

APPROVED:

Katherine Colzani, Secretary
Recreation and Park Commission

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 6, 1986	January 13, 1986
Ayes: Supervisors Britt Hongisto Kennedy Molinari Nelder Renne Silver Ward	Ayes: Supervisors Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker
Absent: Supervisors Kopp Maher Walker	Absent: Supervisors Britt Maher Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 65-85-18

JAN 17 1986
Date Approved

Mayor

20/85 Granting
(~~Sale~~ of Easement)
GRANTING
~~AUTHORIZING SALE~~ OF A REVOCABLE EASEMENT TO SHELL OIL COMPANY.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. Shell Oil Company in consideration of payment of $2,500 has requested a revocable easement to install a Cathodic Pipe Protection System across a portion of City lands, as shown in red on Shell Oil Co., Drawing J-1612, a copy of which is on file with the Clerk of the Board of Supervisors. In the event said facility interferes in any way with City's use of the land, Shell shall, at its own expense and within 180 days written notice, remove said facility and restore the ground to its original condition.

Section 2. This property is part of the Alfred Fuhrman Bequest to the City and County of San Francisco for the equal benefit of the Public Library and Golden Gate Park. Resolution 2331 (Series of 1939), December 31, 1941, accepted the bequest, designating the Library Commission and the Rec-Park Commission as trustees.

Section 3. The Director of Property has determined the offer represents the fair market value for the easement being conveyed. The Director of Property has also determined the easement would be of benefit only to Shell Oil Company and as such recommends a revocable easement ~~direct sale~~.

20/85

Section 4. The granting ~~sale~~ of this easement will not affect the Master Plan.

Section 5. The offer is hereby accepted. The Mayor and Clerk of the Board of Supervisors are authorized to execute the Grant of Easement conveying the revocable easement to Shell Oil Company.

FORM APPROVED:
GEORGE AGNOST, City Attorney

By Mara E. Rosales
Deputy City Attorney

APPROVED:

Wallace Hortman
Director of Property

Katherine Cohen
Recreation & Park Commission
per Resolution No. 14141

Richard Walsh
Library Commission
Per Resolution No. 1373

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 6, 1986	January 13, 1986
Ayes: Supervisors Britt Hongisto Kennedy Molinari Nelder Renne Silver Ward	Ayes: Supervisors Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker
Absent: Supervisors Kopp Maher Walker	Absent: Supervisors Britt Maher Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
82-85-7

JAN 17 1986
Date Approved

Diane Feinstein
Mayor

FILE NO. 97-85-40 ORIGINAL ORDINANCE NO. 7-86

[Use of Public Property]

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 4.19 THERETO, REQUIRING THAT CITY AND COUNTY PROPERTY ONLY BE USED FOR AUTHORIZED PUBLIC PURPOSES.

Note: This section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Sec. 4.19 of the San Francisco Administrative Code is hereby added to read as follows:

Sec. 4.19 Use of City Property. Real and personal property belonging to, or subject to the control of, any City and County department, board, commission or authority shall only be used to advance or promote public programs or other purposes which have been duly authorized by the appropriate public agency. Upon finding that a City and County official or employee has engaged in activities prohibited by this section, that official or employee shall be subject to disciplinary action in accordance with the applicable provisions of the Charter.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

3326E

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 23, 1985	January 6, 1986
Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Silver Ward
Absent: Supervisor Hongisto	Absent: Supervisors Britt Kopp Maher Walker

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No. 97-85-40

JAN 17 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 101-85-38
(Government Funding)

ORDINANCE NO. 8-86

APPROPRIATING $1,100,000 FOR CAPITAL PROJECT BUDGET (CABLE CAR SYSTEM MODIFICATIONS), MUNICIPAL RAILWAY FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
31-510	Municipal Railway Small Grants		
	Project Fund		
60-6164 (044586)	MTC Bridge Toll Allocation	$1,100,000	
35-00-00	Municipal Railway		
20-2030 (350140)	Capital Project Budget		
Proj. 573-00	Cable Car System Modifications		$1,100,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

CONTROLLER

RECOMMENDED: NOV 20 1985

MAYOR

(#0511P)

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Board of Supervisors, San Francisco

Passed for Second Reading

January 6, 1986

Ayes: Supervisors Britt Hongisto Kennedy Molinari Nelder Renne Silver Ward

Absent: Supervisors Kopp Maher Walker

Finally Passed

January 13, 1986

Ayes: Supervisors Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker

Absent: Supervisors Britt Maher Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-85-38

JAN 17 1986
Date Approved

Mayor

FILE NO. 101-85-50 ORDINANCE NO. 7-16

(Government Funding) RO #0140 SR #73

APPROPRIATING $9,330,000 FOR FACILITIES MAINTENANCE PROJECT (STREET RECONSTRUCTION AND MAINTENANCE PROJECT), PUBLIC WORKS - ENGINEERING FOR FISCAL YEAR 1985-86; PLACING THE AMOUNT IN RESERVE UNTIL THE FUNDS ARE ACTUALLY RECEIVED.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-450	Construction & Inspection Fund		
60-6299 ( ) Proj.	Miscellaneous State Subvention	$9,330,000	
90-06-00	Public Works - Engineering		
21-2020 ( ) Proj.	Facilities Maintenance Project Street Reconstruction and Maintenance Project		$9,330,000

Section 2. The State subvention appropriated herein for the reconstruction and maintenance of streets are to be held in reserve until the grants are actually received.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

DEC 11 1985

RECOMMENDED:

_____
MAYOR

lm(#0538P)

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 6, 1986	January 13, 1986
Ayes: Supervisors Britt Hongisto Kennedy Molinari Nelder Renne Silver Ward	Ayes: Supervisors Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker
Absent: Supervisors Kopp Maher Walker	Absent: Supervisors Britt Maher Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-50

JAN 17 1986
Date Approved

Mayor

FILE NO. 121-85-9 ORDINANCE NO. 10-86

[Parking Cars For Sale]

AMENDING ARTICLE 10, PART II, CHAPTER VIII, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTIONS 710 THROUGH 710.4 THERETO, TO REGULATE THE DISPLAY OF VEHICLES FOR SALE IN ON-STREET PARKING SPACES IN AREAS DESIGNATED ~~R-1 OR R-2~~ RH-1, RH-2 OR RH-1(D).

3/85

Note: This entire material is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1 Article 10, Part II, Chapter VIII of the San Francisco Municipal Code (Police Code), is hereby amended by adding sections 710 through 710.4 thereto, reading as follows:

Sec. 710. Findings. The Board of Supervisors of the City and County of San Francisco hereby finds and declares that: (a) there is a critical shortage of on-street parking places in the residential areas of the City and County; (b) the critical shortage is exacerbated by the fact that many single-family residences and apartment buildings have either no garages or have fewer garages than dwelling units; (c) that many residents of the City and county already find they must park many blocks from their residence; (d) that the critical parking shortage is further exacerbated by the practice of people parking vehicles on the street in residential areas for days at a time for the sole purpose of displaying same for private sale; (e) that because of the critical need for parking in the residential neighborhoods, the city must now regulate the use of residential area on-street parking spaces for purposes of selling vehicles; (f) to promote the safety and welfare of the residents of the City and County of San Francisco and to assure an equitable method of regulation it is necessary to regulate the display of vehicles for the purpose of sale in on-street parking spaces.

Sec. 710.1. Definitions.

(a) "City" shall mean the City and County of San Francisco.

(b) "Display for sale" shall mean to place a vehicle upon the public streets for the purpose of offering the vehicle for sale or for soliciting offers to purchase the vehicle.

(c) "Owner" shall mean any person, firm, partnership, corporation, or association whose name appears on the registration document as the registered owner for the automobile on file with the state Department of Motor Vehicles.

(d) "Park" or "parking" shall mean the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.

(e) "Police Department" shall mean the Chief of Police or the designee thereof.

(f) "Residence of Owner" shall mean the residence of the registered owner of the vehicle as shown on the vehicle registration papers issued by the Department of Motor Vehicles or on file with the Department of Motor Vehicles.

(g) "Vehicle" shall mean any device by which any person or property may be propelled, moved, or drawn opon a street or highway excepting a device moved by human power or used exclusively upon stationary rails or tracks or any object placed thereon.

Sec. 710.2. On Street Sales Prohibited; Exception.

It shall be unlawful for any person to park a vehicle on an on-street parking place in an area designated under the City Planning

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Code as ~~R-1 or R-2~~ for the purpose of displaying same for sale unless the vehicle is parked within 600 feet of the residence of the registered owner of the vehicle.

Sec. 710.3 Penalty.

Violations of this Article shall be punishable as an infraction, punishable by a fine of not more than ~~Five~~ One Hundred and No/100 Dollars (~~$100~~.00) for each violation.

Sec. 710.4. Severability.

If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this article or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by a court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The Board of Supervisors of the City hereby declare that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases to be declared unconstitutional, invalid or ineffective.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

3616E (0944E)

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
~~January 14, 1986~~ December 23, 1985	January 13, 1986
Ayes: Supervisors ~~Britt~~ Hongisto Kennedy Kopp Maher Molinari ~~Nelder~~ Renne Silver Walker Ward	Ayes: Supervisors Kennedy Molinari Nelder Renne Walker Ward
~~Noes: Supervisors~~	Noes: Supervisors Hongisto Silver
Absent: Supervisors ~~Britt~~ Nelder	Absent: Supervisors Britt Kopp Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 121-85-9

JAN 17 1986
Date Approved

_____
Mayor

SUPERVISOR MAHER

BOARD OF SUPERVISORS

FILE NO 121-85-15 ORDINANCE NO. 11-86

[Regulation of Solicitations for Charitable Purposes]

AMENDING PART II, CHAPTER VIII OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY REPEALING ARTICLE 9.6 THEREOF AND ENACTING IN ITS PLACE ARTICLE 9.6, RELATING TO THE REGULATION OF THE SOLICITATION OF CONTRIBUTIONS FOR CHARITABLE PURPOSES; AMENDING SECTIONS 2.26 and 2.27 TO DELETE CHARITABLE PROMOTER/SOLICITOR FEE AMOUNTS FROM THE POLICE CODE FEE SCHEDULE

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) is hereby amended by repealing Article 9.6 thereof.

Note: This entire Article is new.

Section 2. Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) is hereby amended by adding Article 9.6 thereto, to read as follows:

ARTICLE 9.6

REGULATIONS FOR SOLICITATION FOR CHARITABLE PURPOSES

SEC. 660. FINDINGS AND PURPOSE.

(a) The primary purpose of the public streets and sidewalks is for use by vehicular and pedestrian traffic; however, state and federal courts have determined that sidewalks are also traditional public fora for the exchange of ideas and views protected by our federal and state constitutions.

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(b) The sale of goods, with its corresponding inquiry regarding the quality and price of goods, bartering over that price, and exchange of goods for consideration, by its nature has created greater problems with regard to the use of the public sidewalk than the traditional solicitation of contributions by charitable organizations. In particular, the unregulated sale of goods on the public sidewalks by charitable organizations and persons soliciting by sales on behalf of charitable organizations has caused congestion that threatens the safety of pedestrians attempting to use the sidewalks for their primary purpose. It has also interfered with pedestrian access to private residences and places of business. One of the primary causes of these problems is the sales activities on the public sidewalks of commercial enterprises who represent that part of their profits will go to a charitable organization.

(c) Reasonable regulation of sidewalk solicitation is necessary to protect the public safety, health, and welfare.

(d) The San Francisco Street Artists Program, established by a mandate of the people of the City and County of San Francisco with the adoption of Proposition L on November 4, 1975, is an essential component of this City's effort to support the work of its resident artisans. Permitting the sale of merchandise in spaces designated as Street Artists spaces by persons other than Street Artists tends to confuse the public regarding the nature of the products sold and adversely affects the credibility of the Street Artists Program.

(e) The City and County of San Francisco has a duty to safeguard its citizens from fraudulent solicitors. Like

other communities, San Francisco has traditionally been plagued with persons defrauding its citizens by falsely representing that they are soliciting contributions for charitable purposes. The most effective method for protecting citizens from fraudulent solicitors is to require full disclosure to the public of information regarding the operations and purposes of persons soliciting for charitable purposes.

(f) State and federal courts have determined that the solicitation of contributions by charitable organizations involves the communication of ideas and advocacy of causes that are within the protection of the First Amendment. Commercial enterprises that contribute part of their earnings to charitable organizations have not been afforded this protection.

SEC. 660.1. DEFINITIONS. Whenever used in this Article unless a different meaning clearly appears from the context:

(a) "Association" shall mean any unincorporated organization or group of individuals sharing a common purpose or common purposes.

(b) "Charitable Organization" shall mean and include any person who, or any nonprofit community organization, fraternal, benevolent, educational, philanthropic, or service organization, or governmental employee organization which, solicits or obtains contributions solicited from the public for charitable purposes or holds any assets solely for charitable purposes.

(c)(1) "Charitable Purpose" shall mean religious, charitable, scientific, testing for public safety, literary, educational, or for the prevention of cruelty to

children or animals, and all other purposes recognized as charitable under common law.

(c)(2) "Charitable Purpose" shall not be construed to include the direct benefit of the person making the solicitation.

(c)(3) "Charitable Purpose" shall not be construed to include the benefit of any political group or political organization that is subject to financial disclosure under state or federal law.

(d) "Contributions" shall mean and include the words alms, food, clothing, money, subscription or property. "Contributions" shall also mean donations under the guise of a loan of money or property.

(e) "Department" shall mean the San Francisco Police Department.

(f) "Person" shall mean any individual, partnership, corporation, or association.

(g) "Promoter" shall mean any person who for pecuniary compensation or consideration received, or to be received, solicits or is engaged in the business of or holds himself or herself out to the public as engaged in the business of soliciting contributions for a charitable purpose for or on behalf of any charitable organization or conducts, manages or carries on or is engaged in the business of or holds himself or herself out as engaged in the business of conducting, managing, or carrying on any drive or campaign for any such purpose. Pecuniary compensation shall include, but shall not be limited to, participation on a percentage basis in any fund solicited or raised, for or on behalf of any charitable organization; provided that no

BOARD OF SUPERVISORS

person who is a bona fide paid officer or employee of, or volunteer for, a charitable organization who has obtained a Certificate of Registration as hereinafter provided shall be considered a promoter within the meaning of this Article, and further provided that, for purposes of this Article, the term "promoter" shall apply only to persons who engage themselves in the activity defined herein on the streets, sidewalks, parks or other property under the control of the City and County of San Francisco, or other places held open to the public.

(h) "Public Sidewalks" shall mean all improved sidewalks owned or under the control of the the City and County of San Francisco.

(i) "Solicit," "solicitation," and "solicitation for a charitable purpose," shall mean any request, plea, entreaty, demand, or invitation, or attempt thereof, to give money or property, which occurs on the streets, sidewalks, parks or other property under the control of the City and County of San Francisco, or other places held open to the public, in connection with which:

(1) Any appeal is made for charitable purposes; or

(2) The name of any charity, philanthropic or charitable organization is used or referred to in any such appeal as an inducement for making any such gift; or

(3) Any statement is made to the effect that such gift or any part hereof will go to or be used for any charitable purpose or organization.

(j) "Sales solicitation for a charitable purpose" shall mean the sale of, offer to sell, or attempt to sell any advertisement, advertising space, book, card, chance,

coupon device, magazine subscription, membership, merchandise, ticket or admission or any other thing or service, which occurs on the streets, sidewalks, parks or other property under the control of the City and County of San Francisco, or other places held open to the public, in connection with which:

(1) Any appeal is made for charitable purposes; or

(2) The name of any charity, philanthropic or charitable organization is used or referred to in any such appeal as an inducement for making any such sale; or

(3) Any statement is made to the effect that the whole or any part of the proceeds from such sale will go to or be used for any charitable purpose or organization.

660.2. UNLAWFUL SOLICITATION.

(a) No charitable organization may solicit, directly or through an agent, employee or promoter, any contribution for any charitable purpose or conduct any sales solicitation for charitable purposes activity within the City and County of San Francisco, unless, prior to each 120 day period during which solicitations for contributions will be conducted, such charitable organization shall have first obtained a Certificate of Registration from the Chief of Police or his or her designate, as hereinafter provided.

(b) No individual, as agent, employee or promoter of another, may solicit contributions for a charitable purpose unless the charitable organization on whose behalf the individual is soliciting has received a Certificate of Registration.

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(c) No individual may engage in sales solicitation for a charitable purpose without visibly displaying an identification card issued to that individual by the Chief of Police or his or her designate as hereinafter provided.

(d)(1) No individual may solicit for a charitable purpose or engage in sales solicitation for a charitable purpose on the streets, sidewalks, parks or other property under the control of the City and County of San Francisco, or other places held open to the public, unless the solicitor shall clearly and visibly display and have available for distribution to the prospective donor or purchaser a card entitled "Solicitation for Charitable Purposes Card." The card shall be of a size to be prescribed by the Chief of Police or his or her designate, signed and dated under penalty of perjury by an individual who is a principal or officer of the charitable organization on whose behalf the solicitation is made.

The information on the card shall be printed in at least 10-point type and shall include the following:

(a) The name and address of the charitable organization on whose behalf the money will be collected.

(b) The name of the individual soliciting on behalf of the charitable organization.

(c) The number of the Certificate of Registration issued to the organization by the Chief of Police.

(d) If there is no charitable organization, the manner in which the money collected will be utilized for charitable purposes.

(d) The percentage of the purchase price that will be used for charitable purposes.

(f) If promoters are paid a set fee rather than a percentage of the total amount raised, the card shall show the total cost that is estimated will be used for such promoters, and the name and business address of the employer of any promoter who is doing the actual soliciting.

(g) If the solicitation is not a sale solicitation, the card may state, in place of the amount of fundraising expenses, that an audited financial statement of such expenses may be obtained by contacting the organization at the address disclosed.

(h) Whether the charitable organization on whose behalf the solicitation is made is tax exempt under state and federal law.

(i) The percentage of the total gift or purchase price which may be deducted as a charitable contribution under both federal and state law. If no portion is so deductible the card shall state that "This contribution is not tax deductible."

(j) If the charitable organization making the solicitation represents any nongovernmental organization by any name which includes, but is not limited to, the term, "officer," "peace officer," "police," "law enforcement," "reserve officer," "deputy," or "deputy sheriff," which would reasonably be understood to imply that the organization is composed of law enforcement personnel, the solicitor shall give the total number of members in the organization and the number of members working or living within the county where the solicitation is being made, and if the solicitation is

for advertising, the statewide circulation of the publication in which the solicited ad will appear.

(d)(2) Any person engaged in sales solicitation for a charitable purpose by means of selling goods from a stationary display on the streets or sidewalks or other places held open to the public shall, in addition to the requirements of section (d)(1), display a sign which shall contain the name and address of the person on whose behalf the charitable solicitation is being made, the purpose of the solicitation, whether the organization is tax exempt under state or federal law, and the percentage of the money collected that will be utilized for charitable purposes. The sign shall be 2 feet by 2 feet square and shall be printed in black 36 point bold face print on a white background.

(d)(3) A volunteer who receives no compensation of any type from, or in connection with, a solicitation for a charitable organization which has qualified for a tax exemption under Section 501(c)(3) of the Internal Revenue Code of 1954, as amended, and who is 14 years of age or younger, is not required to make any disclosures pursuant to this section.

(e) No person, other than the Chief of Police or his or her designate, may alter an identification card or certificate of registration.

(f) No person may engage in a sales solicitation for charitable purposes while displaying an identification card issued by the Chief of Police or his or her designate in the name of another individual.

(g) No person may solicit for charitable purposes or engage in sales solicitations for charitable purposes from any vehicle.

(h) No promoter shall solicit contributions by means of the sale of goods, wares or merchandise, or any article, material or substance, of whatsoever kind, unless the promoter, in addition to complying with the provisions of this Article, obtains the appropriate peddling or vending permit as provided for in the Charter, Municipal Code, or Administrative Code of the City and County of San Francisco, including but not limited to Section 869 of Article 13 of the San Francisco Police Code, Section 2400 of Article 24 of the San Francisco Police Code, or Section 1330.1 of Article 17.3 of the San Francisco Police Code. A promoter receiving a peddling or vending permit shall be subject to any health, safety, or welfare provision applicable to other persons peddling or vending pursuant to such a permit, including, but not limited to, the locational provisions.

(i) No person may engage in sales solicitations for charitable purposes by means of selling goods or merchandise on the public sidewalks:

(1) within five feet of any of the following:

(a) a person already soliciting pursuant to a Certificate of Registration issued under this Article.

(b) a space designated by the Public Works Department of the City and County of San Francisco as a street artist space pursuant to Article 24 of the San Francisco Police Code.

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(c) a person peddling goods pursuant to a permit issued under Article 17.3 or Article 13 of the San Francisco Police Code.

(d) a crosswalk.

(e) a fire hydrant.

(f) the end of a fire escape.

(2) within ten feet from the outer edge of any entrance to any building, including, but not limited to, doors, driveways, emergency exits measured in each direction parallel to the building line and thence at a 90-degree angle to the curb.

(3) within 18 inches of the curb line of a sidewalk or more than 4 1/2 feet from the curb line of a sidewalk or, in the alternative, within 18 inches of abutting property line or more than 4 1/2 feet from the abutting property line provided in the latter case that the solicitor's activities may not be conducted within 12 inches of a window of any building, measured in each direction parallel to the building line and thence at a 90-degree angle to the curb.

(4) in a space more than four feet long or five feet high.

(5) on the street side of any sidewalk adjacent to a curb that has been designated pursuant to ordinance or regulation as a red zone.

(6) between the hours of 12:00 a.m. (midnight) and 6:00 a.m. of the following day.

(7) if, due to such solicitation for sales on a public sidewalk, there remains open for the passage of pedestrians a space of less than 6 feet in width, as

measured on a line perpendicular to the curb line, from the edge of the solicitor's activities to the edge of the sidewalk or the edge of the building farthest from the edge of those activities. No portion of the area occupied by the solicitor for its activities shall be included in measuring the 6 foot space.

(j) No person shall directly or indirectly solicit contributions for any purpose by misrepresentation of his or her name, occupation, financial condition, exemption status, or residence, and no person shall make or perpetrate any other misstatement, deception, or fraud in connection with any solicitation of any contribution for any purpose in the City and County of San Francisco or in any Statement of Registration or report filed under this Article.

(k) No charitable organization shall solicit or cause or permit to be made any solicitation or sales solicitation within the City and County of San Francisco while the Certificate of Registration issued to the Charitable organization is revoked.

SEC. 660.3 STATEMENT OF REGISTRATION. All charitable organizations desiring to solicit funds for charitable purposes in the City and County of San Francisco shall file with the Chief of Police or his or her designate a written Statement of Registration, which Statement shall contain complete information as follows:

(a) The name of the charitable organization registering to solicit funds for charitable purposes.

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(b) The purpose of the solicitation and use of the contribution to be solicited.

(c) Whether the charitable organization registering is a natural person, partnership, corporation or association and,

(1) If a natural person, the person's business or residence address and telephone number.

(2) If a partnership, the names of all the partners and principal business address and telephone number of each partner.

(3) If a corporation, whether it is organized under the laws of California or is a foreign corporation, the mailing address, business location, telephone number, name of the individual in charge of the San Francisco office of the corporation, and the names of all officers and directors or trustees of said corporation, and if a foreign corporation, the place of incorporation.

(4) If an association, the association's principal business address and telephone number, if any, and the names and principal business or residence addresses and telephone numbers of the officers and directors or trustees of the association. If the association is part of a multi-state organization or association, the mailing address and business location of its central office and the mailing address and business location of its local office.

(d) A description of the methods and means by which the solicitation of funds is to be accomplished, including whether solicitations will be accomplished by the sale of any item.

(e) What portion of the contributions collected as a result of the solicitation will remain available for application to the specific purposes declared in the Statement of Registration.

(f) A financial statement of all contributions collected by or received by such charitable organization or association within the City and County of San Francisco within the 120 day period immediately preceding the filing of such Statement of Registration, the expenditures or use made of such contributions, together with the names and addresses of all persons or associations receiving salaries, wages, compensation, commissions or emoluments from such contributions, and the respective amounts thereof.

(g) If the charitable organization is a corporation, partnership, or association, a notarized copy of the resolution or other document issued in compliance with the bylaws or internal rules of any organization authorizing such solicitation and authorizing a particular individual to apply for the Certificate of Registration certified to as a true and correct copy of the original of such resolution by the officer of such association having charge of the records thereof.

(h) A statement that the signers of such Statement of Registration have read and are familiar with the provisions of this Article and will require all persons authorized to engage in such solicitation to read and be familiar with all sections of this Article prior to making any such solicitation.

(i) The time during which the solicitation shall be made, giving the proposed dates for the beginning and

ending of such solicitation, or if the solicitation is to be ongoing, that fact.

(j) A projected schedule of salaries, fees, commissions, expenses and costs to be expended and paid in connection with the solicitation of funds or in connection with their disbursement, and an estimated percentage of the total projected collections which the costs of solicitation will comprise.

(k) The names, mailing addresses and telephone numbers of all individuals who will be in direct charge or control of the solicitation of funds.

(l) The names, mailing addresses and telephone numbers of all individuals authorized to disburse the proceeds of the solicitation.

(m) A statement to the effect that if a Certificate of Registration is granted, such Certificate will not be used as or represented to be an endorsement by the City or any of its officers or employees.

(n) The names of any officer, director, trustee, partner, or any current agent or employee engaging in the solicitation of funds who has been convicted of a misdemeanor or felony involving moral turpitude within the past seven years, the nature of the offense, the state where the conviction occurred, and the year of the conviction.

(o) Whether the applicant has received tax exempt status from either the State of California or the United States, or both, and a copy of its current tax exempt determination letter, if any.

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(p) Any restriction on the disbursal of the monies collected by reason of age, sex, sexual orientation, ethnic background, or geographical location of potential recipients.

(q) Whether the solicitation will be conducted by employees or volunteers of the charitable organization on whose behalf the solicitation is made or by a promoter. If the solicitation is to be made by a promoter, the name, business address, and phone number of the promoter.

(r) If the charitable organization is a corporation, partnership, or association, the Statement of Registration must be signed by the person authorized to apply for the Certificate of Registration by the resolution required in Section 660.3 (g) and, under penalty of perjury, declared to contain true and correct information. If the charitable organization is an individual, the Statement of Registration must be signed by that individual and, under penalty of perjury, declared to contain true and correct information.

(s) Any other information deemed necessary by the Chief of Police to effectuate the purposes of this Article.

SEC. 660.4 ISSUANCE OF CERTIFICATE OF REGISTRATION.

(a) After a review of the Statement of Registration to determine its compliance with Section 660.3 above, and within 10 working days of the receipt of the Statement of Registration, the Chief of Police or his or her designate shall either issue a Certificate of Registration or notify the person registering that the Statement of Registration does not comply with the requirements of Section 660.3

above and specifying what information has not been furnished. Upon receipt of that additional information, the Chief of Police or his or her designate shall, within 5 working days of the receipt of the revised Statement, issue a Certificate of Registration.

(b) The Chief of Police shall not issue a Certificate of Registration if the Chief of Police:

(1) Finds, after a noticed hearing conducted pursuant to section 660.11, that the Statement of Registration contains a material misstatement of fact, which material misstatement was known to the person filing the application, or

(2) Has suspended the registrant's right to apply for, or solicit under, a Certificate of Registration pursuant to Section 660.11 of this Article.

(3) After notifying the registrant of what information has not been furnished, the Chief of Police fails to receive the additional information.

(c) The Chief of Police or his or her designate shall issue the Certificate of Registration or notify the registrant of the information that has not been furnished in less than 10 days if the registrant files with the Chief of Police a affidavit signed under penalty of perjury describing specific, sudden, unexpected circumstances, and declaring that due to those sudden, unexpected circumstances, application of the 10 day rule would deprive the registrant of necessary, immediate access to the public for solicitation related to the sudden, unexpected circumstances.

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SEC 660.5 CHANGE IN FACT, POLICY OR METHOD. If, while any Statement of Registration is pending, or during the term of any Certificate of Registration granted thereon, there is any change in fact, policy, or method that would materially alter the information given in the Statement of Registration, the registrant shall notify the Chief of Police or his or her designate in writing thereof within 48 hours after such change. Sucn notice shall specifically indicate what section of the Statement of Registration is affected by the change, in what manner the information in that section has been changed, and include the fee for amendments to Statements of Registration set by the Police Commission.

SEC. 660.6 CERTIFICATE OF REGISTRATION NON-TRANSFERABLE -- RETURN OF UPON EXPIRATION. Any Certificate of Registration issued under this Article shall be non-transferable and shall be returned to the Chief of Police or his or her designate within five days of its date of expiration.

SEC. 660.7 REGISTRATION FEE. The Police Commission shall, within 180 days of the effective date of this Article, set the fees for registration, amendments to Statements and Certificates of Registration, and additional identification cards. These fees shall be based on the cost of issuing permits and identification cards required under this Article. The Chief of Police or his or her designate shall waive these fees if the registrant files with the Chief of Police an affidavit signed under penalty of perjury declaring that the registrant's inability to pay the fees would prevent the registrant from soliciting contributions for a charitable purpose. Pending determination of these fees by the

Police Commission, every Statement of Registration shall be accompanied by a registration fee of thirty dollars ($30) for solicitations or fifty dollars ($50) for sales solicitations to defray the costs incurred by the City and County of San Francisco in administering the issuance of the permit(s). Fees collected under this section shall be exclusively for administering the provisions of this Article.

SEC. 660.8 SOLICITORS' IDENTIFICATION CARDS. Consistent with the standards and purposes of this Article, the Chief of Police or his or her designate shall create identification cards for persons engaged in sales solicitations for charitable purposes. Each such identification card shall be laminated and shall bear the name and residence or business address of the charitable organization registering, a recent photograph of the solicitor, to be supplied by the charitable organization registering and to be of a size prescribed by the Chief of Police or his or her designate, the registration number, the name and signature of the solicitor or agent, the expiration date of the Certificate of Registration, if the solicitor is a promoter or agent or employee of a promoter, that fact, and it shall have printed prominently thereon in red: "This identification card is not an endorsement of the solicitation by the City and County of San Francisco or any of its officers or employees."

The charitable organization registering shall provide, by a separate list, the names, addresses, and dates of birth of all agents or employees for whom identification cards are desired. The Chief of Police or his or her designate shall issue up to five (5) identification cards with the Certificate of Registration without any additional charge. The registrant may

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obtain additional identification cards by paying to the City its actual cost as established by resolution of the Police Commission.

SEC. 660.9 WRITTEN RECEIPTS REQUIRED. Any person receiving money or anything having a value of $5.00 or more from any contributor under a solicitation or sales solicitation for a charitable purpose made pursuant to a Certificate of Registration granted under this Article, or any person receiving money or anything having a value of less that $5.00 from any contributor under a solicitation or sales solicitation for charitable purposes made pursuant to a Certificate of Registration granted under this Article when the contributor so requests, shall give to the contributor at the time the contribution is received a written sequentially numbered receipt signed by the solicitor showing plainly the name and Certificate of Registration number of the charitable organization for which the solicitation is conducted, the Internal Revenue Service and California Franchise Tax Board tax exempt identification numbers, if any, the date and the amount received, and whether the contribution, or what part thereof, is tax deductible; provided, however, that where a solicitation is made and a donation is received for a ticket of admission to an event held specifically to raise money or any other thing of value for charitable purposes, such ticket, when retained by the contributor, shall constitute a valid receipt if it contains the name and Certificate of Registration number, the person for whom the solicitation is conducted, the date and location of the event, and the amount received. This section shall not apply to any contributions collected by means of a sealed or locked box or receptacle which shall have permanently imprinted on it the name of the Certificate of Registration

holder used in solicitation with the written approval of the Chief of Police or his or her designate, where it is impractical to determine the amount of such contributions.

SEC. 660.10 SOLICITATION -- BOXES -- RECEPTACLES.

(a) Notwithstanding Sec. 660.2, no charitable organization may solicit any contribution for any purpose by means of any unattended box or receptacle, upon any public street, sidewalk, or way, or in any public park or in a publicly owned or controlled place, except by express written permission of the Chief of Police or his or her designate. Prior to giving such permission, the applicant shall furnish the Department with a written statement from the appropriate City department having jurisdiction over the area in question indicating that there is no objection to the granting of such permission. The Chief of Police shall grant such permission unless he or she makes a written finding supported by objective facts that the solicitation would work a fraud upon the citizens of San Francisco or would endanger the public safety. The Chief of Police shall grant or deny permission within 20 working days of the application for such permission. The denial of permission by the Chief of Police shall be appealable by the applicant to the Board of Permit Appeals of the City and County of San Francisco.

(b) Notwithstanding Sec. 660.2, no charitable organization shall solicit for any charitable contribution, or any contribution for any real or purported charitable purpose, by means of any unattended box or receptacle in any place immediately abutting upon any public sidewalk or

way, or in any place of business open to the public, or in any room, hallway, corridor, lobby, or entrance way, or other place open to or accessible to the public, or in any public place, without first obtaining written permission from the owner, manager, or other person having control over the area where the receptacle or boxes are to be placed.

SEC. 660.11 REVOCATION OR SUSPENSION OF CERTIFICATE OF REGISTRATION. Whenever it shall be shown, or whenever the Chief of Police or his or her designate has knowledge that any registrant has filed with the Department a Statement of Registration that contains a misstatement of fact known to the registrant or that a charitable organization to whom a Certificate of Registration has been issued under this Article has violated any of the provisions of this Article, or that an employee or agent of a charitable organization to whom a Certificate of Registration has been issued has violated any provision of this Article and the charitable organization has failed to adequately supervise the employee or agent, the Chief of Police or his or her designate shall give the Certificate of Registration holder written notice by registered mail, return receipt requested, of a hearing to be held to determine whether the Certificate of Registration should not be issued or, should be revoked or suspended. This notice must contain a statement of the facts upon which the Chief of Police or his or her designate bases his or her contention that the Registration Statement contained a false statement known by the registrant or that any provision of this Article has been violated. At the hearing the registrant or Certificate of Registration holder, and any other

interested person, shall have the right to present evidence as to the facts upon which the Chief of Police or his or her designate based the contention, and any other facts which may aid the Chief of Police in determining whether the Statement of Registration contained a false statement known to the registrant or that any provision of this Article has been violated. If, after such hearing, the Chief of Police or his or her designate finds that the Statement of Registration contained a false statement known to the registrant or that any provision of this Article has been violated, and, in the case of a violation by an employee or agent, that the charitable organization to whom a Certificate of Registration has been issued failed to adequately supervise the employee or agent, the Chief of Police shall within five working days after the hearing, file in his or her office for public inspection and serve upon the Certificate of Registration holder, and all interested persons participating in the hearing, a written statement of the facts upon which the Chief of Police bases such finding and shall not issue a Certificate of Registration or shall immediately revoke or suspend the Certificate of Registration, and suspend the right to apply for a Certificate of Registration for up to 120 days.

If, after such hearing the Chief of Police or his or her designate finds that Statement of Registration did not contain a false statement known to the registrant or that no provision of this Article has been violated, the Chief of Police shall within five days after the hearing issue to the registrant a Certificate of Registration or give to the Certificate of Registration holder a written statement stating that no violation was found to have been committed.

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SEC 660.12 FINANCIAL RECORDS. The financial records of a charitable organization on whose behalf soliciting for charitable purposes is conducted shall be maintained on the basis of generally accepted accounting principles as defined by the American Institute of Certified Public Accountants and the Financial Accounting Standards Board. The disclosure requirements of subsection (f) of section 660.3 shall be based on the same accounting principles used to maintain the soliciting charitable organization's financial records.

SEC. 660.13 APPEALS. If the Chief of Police or his or her designate shall not issue a Certificate of Registration or shall suspend or revoke a Certificate of Registration issued to a charitable organization, the charitable organization affected thereby may appeal to the Board of Permit Appeals of the City and County of San Francisco.

SEC. 660.14 PUBLIC DISCLOSURE. All registration and financial record statements filed with the Chief of Police or his or her designate shall be a public record and shall be available for inspection by members of the public during regular business hours and copies may be obtained at a charge to be determined by the Chief of Police or his or her designate.

SEC. 660.15 EXCEPTIONS. The provisions of this Article shall not apply to:

(a) Any recruiting for volunteer services;

(b) Any solicitation made in the name of a person who has died, if the solicitation is made by members of the family of the person or the legal guardian of the deceased person;

(c) Any solicitation made by or on behalf of a non-profit organization to or among persons who are members thereof at the time of such solicitation, or a solicitation or solicitations made in the form of collections or contributions at regular assemblies or services of any such organization; and

(d) Any solicitation made by an employer to his employees, by an employee to his employer, or by an employee to other members of the same employee group where a common employer exists.

(e) Any solicitation made upon premises owned or occupied by the person on whose behalf such solicitation is made.

SEC. 660.16 PENALTIES.

(a) Any person violating any of the provisions of this Article shall be guilty of an infraction and shall be punished by a fine not to be less than $50 nor to exceed $500.

(b) Any person who violates or proposes to violate any of the provisions of this Article may be enjoined by any court of competent jurisdiction. The court may make such orders or judgments, including the appointment of a receiver, as may be necessary to prevent the use or employment by any charitable organization or person of any practices which violate this Article, or which may be necessary to restore to any person any money or property, real or personal, which may have been acquired by means of any practice in this Article declared to be unlawful.

Actions for injunction under this section may be

prosecuted by the Attorney General, the district attorney, or city attorney upon their own complaint or upon the complaint of any board, officer, person or by any person or charitable organization acting for the interests of itself, its members or the general public.

(c) Any person who intentionally violates any injunction issued pursuant to this section shall be liable for a civil penalty not to exceed $6,000 for each violation. Where the conduct constituting a violation is of a continuing nature, each day of such conduct is a separate and distinct violation. In determining the amount of the civil penalty, the court shall consider all relevant circumstances, including, but not limited to, the extent of harm caused by the conduct constituting a violation, the nature and persistence of such conduct, the length of time over which the conduct occurred, the assets, liabilities and net worth of the person, whether corporate or individual, and any corrective action taken by the defendant.

(d) If an action for violation of subsection (c) is brought by the Attorney General, one-half of the penalty collected pursuant to this section shall be paid to the treasurer of the City and County of San Francisco, and one-half to the State Treasurer. If brought by a district attorney or City Attorney, the entire amount of the penalty collected shall be paid to the treasurer of the City and County of San Francisco.

(e) Any person who violates any provision of this Article shall be liable for a civil penalty not to exceed two thousand five hundred dollars ($2,500) for each

violation, which shall be assessed and recovered in a civil action brought in the name of the people of the City and County of San Francisco by the Attorney General, the district attorney, or the city attorney in any court of competent jurisdiction.

(f) If an action for violation of subsection (e) is brought by the Attorney General, one-half of the penalty collected shall be paid to the treasurer of the City and County of San Francisco and one-half to the State Treasurer. If brought by the district attorney or the city attorney, the entire amount of the penalty collected shall be paid to the treasurer of the City and County of San Francisco.

SEC. 660.17 INITIAL TIME LIMIT FOR FILING STATEMENT OF REGISTRATION AND ISSUING CERTIFICATE OF REGISTRATION. No organization may conduct activities regulated by this Article unless it has filed a Statement of Registration with and received a receipt from the Department within 30 days of the effective date of this ordinance. Possession of said receipt shall authorize the charitable organization to continue solicitations at any time during the 60 day period following the effective date of this ordinance. After this 60 day period, no charitable organization may conduct activities regulated by this Article unless it has obtained a Certificate of Registration. The Department shall not enforce any of the provisions of this Article during the 30 days following its effective date and thereafter shall not enforce the provisions of this Article with regard to anyone who has obtained the receipt provided for in this section during the 60 days following the effective date of this ordinance.

SEC. 660.18 CITY UNDERTAKING LIMITED TO PROMOTION OF GENERAL WELFARE. In undertaking the adoption and enforcement of this ordinance, the City and County is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

SEC. 660.19 SEVERABILITY. If any part of the ordinance, or the application thereof, to any person, charitable organization or circumstance is held invalid by the final judgment of a court of competent jurisdiction, the remainder of this ordinance, including the application of such part or provision to other persons, charitable organizations or circumstances, shall not be affected thereby, and this ordinance shall otherwise continue in full force and effect and shall otherwise be fully operative. To this end, the provisions of this ordinance, and each of them, are hereby declared to be severable.

SEC. 660.20 PREEMPTION. In adopting this Article, the Board of Supervisors recognizes that it may not preempt or supersede, nor does it intend to preempt or supersede, any state law or regulation related to the use of public sidewalks, including those related to obstruction of public sidewalks. Further, in adopting this legislation, the Board of Supervisors does not intend to repeal or amend any ordinance or regulation related to the use of the public sidewalks, including, but not limited to, Police Code sections 22 through 24, inclusive, related to the obstruction of public sidewalks.

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Section 3. Part II, Chapter VIII, Article 1, of the San Francisco Municipal Code (Police Code) is hereby amended by amending Sections 2.26 and 2.27 thereof, to read as follows:

SEC. 2.26. Schedule of Permits and Filing Fees. The following filing fees, payable in advance to the Police Department, are required when submitting applications for permits to the Police Department:

Type of Permit	Filing Fee
Permit Amendment/Additional Partner	$ 35
Advertising Vehicle	114
Amusement Park	196
Antique Shop	186
Auto Wrecker	120
Ball or Ring Throwing Games	160
Balloon and Kite Advertising	136
Billiard Parlor	165
Bingo Game	50
Amendment to Permit	13
Cabaret	346
Change of Color Scheme	38
((Charitable Promoter/Solicitor	95))
Circus	166
Closing-Out Sale	107
Dance Hall Keeper	374
One Night Dance	13
Discharge of Cannon	77
Distributor of Advertising	
Class A	148
Class B	113

Type of Permit	Filing Fee
Driverless Auto Rental	$ 162
Driver Public Passenger Vehicle	22
Encounter Studio	
Owner	190
Employee	54
Escort Service	
Owner	129
Employee	54
Funeral Procession Escort	112
Insignia and Uniform	18
General Soliciting Agent	78
Interurban Bus	70
Itinerant Show	168
Jitney Bus	
Owner	105
Driver	62
Amendment to permit	38
Junk Dealer	267
Junk Gatherer	
Resident	242
Non-resident	112
Licensed Tour Guide	118
Limousine	70
Loudspeaker	
Commercial	214
Non-commercial	15
Vehicle	74

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Type of Permit	Filing Fee
Masquerade Ball	$ 265
Massage Establishment	322
Masseur/Masseusse	51
Trainee	51
Mechanical Amusement Devices	254
Mechanical Contrivance	161
Miniature Golf Course	222
Mobile Caterer	270
Additional Stop	33
Assistant	17
Transfer of Stop	17
Motorized Rickshaw	70
Museum	249
Nude Models in Public Photography Studio	
Owner	194
Employee	58
Off-Heliport Landing Site	226
Outcall Massage	142
Pawnbroker	292
Peddler	
Fish, Vegetables, Fruit	189
Food for Human Consumption	183
Non Food	115
Employee	26
Photographer, Public Place	
Owner	155
Solicitor	58

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Type of Permit	Filing Fee
Photographic Solicitor	$
Owner	130
Employee	69
Place of Entertainment	308
Poker	338
Amendment to Permit	13
Public Bathhouse	347
Public Outcry Sales	242
Pushcart Peddler	183
Recreational Equipment Vendor	115
Retail Dealer in Firearms	217
Rodeo Exhibition/Wild West Show	259
Second Hand Dealer	186
Second Hand Dealer, Auto Accessories	186
Shooting Gallery	179
Sightseeing Bus	70
Skating Rink	258
Street Photographer	
Owner	130
Solicitor	69
Taxicab	70
Tow Car Driver	22
Trade-In Dealer	186
Valet Parking	
Fixed Location	95
Annual Special Event	38
Vehicle for Hire, Non-motorized	70

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SEC. 2.27. Schedule of License Fees for Permits Issued by the Police Department. The following license fees are payable to the Tax Collector for permits issued by the Police Department and, when applicable, for their renewal:

NOTE: All license fees are at an annual rate unless otherwise indicated.

Type of Permit	License Fee
Advertising Vehicle	$ 83
Amusement Park	112
Antique Shop	20
Auto Wrecker	153
Ball or Ring Throwing Games	52
Balloon and Kite Advertising	28 per quarter
Billiard Parlor	
1st table	52
Each additional table	5
Bingo Game	50
Cabaret	124
((Charitable Promoter/Solicitor	38))
Circus	90 per day
Dance Hall Keeper	134
Discharge of Cannon	17 per day
Distributor of Advertising	
Class A	45
Class B	13
Driverless Auto Rental	109
Driver Public Passenger Vehicle	11

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Type of Permit	License Fee
Encounter Studio	$
Owner	153
Employee	19
Escort Service	
Owner	172
Employee	29
Funeral Procession Escort	52
General Soliciting Agent	28
Interurban Bus	70
Itinerant Show, each concession	12 per day
Jitney Bus	
Owner	69
Driver	11
Junk Dealer	172
Junk Gatherer	
Resident	52
Non-resident	33
Licensed Tour Guide	52
Limousine	70
Loudspeaker, Commercial	52
Masquerade Ball	71 per day
Massage Establishment	172
Masseur/Masseusse	29
Trainee	7 per 90-day permit
Mechanical Amusement Devices	
1st machine	79
Each additional machine	12

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Type of Permit	License Fee
Mechanical Contrivance	$
1st machine	72
Each additional machine	11
Miniature Golf Course	52
Mobile Caterer	261
Assistant	16
Motorized Rickshaw	70
Museum	65
Nude Models in Public Photography Studio	
Owner	153
Employee	29
Off-Heliport Landing Site	12 per day
Outcall Massage	153
Pawnbroker	184
Peddler	
Fish, Vegetables, Fruit	250
Food for Human Consumption . . .	250
Non Food	65
Employee	26
Photographer, Public Place	
Owner	65
Solicitor	26
Photographic Solicitor	
Owner	54
Employee	26
Place of Entertainment	134
Poker	98
Public Bathhouse	139
Public Outcry Sales	92

Type of Permit	License Fee
Pushcart Peddler	$ 250
Recreational Equipment Vendor	103
Retail Dealer in Firearms	153
Rodeo Exhibition/Wild West Show . . .	45 per day
Second Hand Dealer	20
Second Hand Dealer, Auto Accessories . .	20
Shooting Gallery	52
Sightseeing Bus	70
Skating Rink	109
Street Photographer	
Owner	54
Solicitor	26
Taxicab	70
Tow Car Driver	11
Trade-In Dealer	197
Valet Parking	
Fixed Location	134
Annual Special Event	70
Vehicle for Hire, Non-Motorized. . . .	54

Section 4. One year after the adoption of this ordinance by the Board of Supervisors of the City and County of San Francisco, the Chief of Police or his or her designate shall make a report to the Board detailing what, if any, additions or modifications to the ordinance are needed to deal with the problems attending the solicitation of contributions by

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charitable organizations, or the inability of charitable organizations to gain access to the public.

APPROVED AS TO FORM:

Deputy City Attorney

2644E

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 23, 1985	January 6, 1986
Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Renne Silver Walker Ward	Ayes: Supervisors Britt Hongisto Kennedy Molinari Nelder Renne Silver Ward
Absent: Supervisors Britt Nelder	Absent: Supervisors Kopp Maher Walker

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 121-85-15

JAN 17 1986

Date Approved

Mayor

FILE NO. 121-85-16 ORDINANCE NO. 12 86

[Sale of Spray Paint]

AMENDING PART II, CHAPTER VIII, SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTION 554 TO ARTICLE 8 THEREOF, RELATING TO PROHIBITION OF SALE OF AEROSOL PAINT TO MINORS.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. That Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) is hereby amended by adding Section 554 to Article 8, to read as follows:

SEC. 554. PROHIBITION OF SALE OF AEROSOL PAINT TO MINORS.

It shall be unlawful:

(a) For any person, firm or corporation, except a parent or legal guardian, to sell, exchange, give or loan to any minor under the age of eighteen (18) years, any aerosol container six ounces or less (net weight of contents) containing any substance commonly known as paint, or containing any other opaque liquid capable of being propelled by the aerosol container.

(b) For any person under the age of eighteen (18) years to have in his or her possession any aerosol container six ounces or less (net weight of contents) containing any substance commonly known as paint or containing any other opaque liquid capable of being propelled by the aerosol container while upon public property or upon private property without the consent of the owner of such private property.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: Mark Kelton
Deputy City Attorney

3119E

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FEB 3 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
December 23, 1985	§	January 6, 1986
Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Renne Silver Walker Ward	§	Ayes: Supervisors Britt Hongisto Kennedy Molinari Nelder Renne Silver Ward
Absent: Supervisors Britt Nelder	§	Absent: Supervisors Kopp Maher Walker

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
121-85-16

JAN 17 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 452-85-1

ORDINANCE NO. 13-86

ORDER VACATING ELLIS STREET BETWEEN FILLMORE AND STEINER STREETS WITHIN THE WESTERN ADDITION APPROVED REDEVELOPMENT PROJECT AREA A-2.

Be it ordained by the People of the City and County of San Francisco:

Section 1. On November 18, 1985, this Board adopted Resolution No. 997-85 approved by the Mayor on November 27, 1985, being a Resolution of a Declaration of Intention to order the vacation of Ellis Street between Fillmore and Steiner Streets, within the Western Addition Approved Redevelopment Project Area A-2, San Francisco, California, which street area is shown on Department of Public Works Drawing No. SUR-1475, a copy of which is on file in the office of the Clerk of the Board of Supervisors, and

Section 2. The Clerk of this Board did transmit to the Department of Public Works a certified copy of said Resolution and said Department did upon receipt of said certified Resolution cause to be posted in the manner and as required by law, notice of the passage of said Resolution.

Section 3. When said matter was considered as scheduled by this Board at its regular meeting held in the City Hall, San Francisco, on December 23, 1985, beginning at 3:00 P.M., said Board of Supervisors heard evidence offered by all persons interested in or objecting to the proposed vacation.

Section 4. Said street area is unnecessary for present or prospective public street purposes, and the Board of Supervisors has acquired jurisdiction to order said vacation by Ordinance No. 273-64, adopted October 13, 1964, as amended by Ordinance No. 288-76, of the Board of Supervisors.

Section 5. The City Planning Department has reported that the proposed vacation is in conformity with the Master Plan and pursuant to the California Environmental Quality Act, it has been declared that the proposed vacation could not have a significant effect on the environment.

Section 6. The Board of Supervisors has reviewed and considered the information contained in the final negative declaration.

12/23/85
al

Section 7. The said portion of Ellis Street is hereby ordered vacated subject to the condition provided in Section 8 of this ordinance; and the vacation shall become effective when a deed thereto from the City and County of San Francisco to the Redevelopment Agency of the City and County of San Francisco has been recorded.

Section 8. In the event said portion of Ellis Street be used for any purpose other than in connection with the mixed use residential/commercial development as approved by the San Francisco Redevelopment Agency on Assessor's Blocks 726 and 731, upon written request of the Board of Supervisors of the City and County of San Francisco title to said vacated portion of Ellis Street will revest in the City and County of San Francisco.

Section 9. The Mayor and the Clerk of the Board of Supervisors, on behalf of the City, be and they are hereby authorized to execute, and the Director of Property shall deliver a quitclaim deed to said Redevelopment Agency of the City's interest in the land within such street area. Said deed shall be prepared, executed and delivered upon a receipt by the Director of Property from the Redevelopment Agency of a request therefor.

Section 10. The Clerk of this Board is hereby directed to transmit to the Recorder and the Director of Public Works a certified copy to this Resolution and the Recorder and the Director of Public Works are hereby directed to proceed thereafter as required by law.

See file for departmental signatures.

BOARD OF SUPERVISORS

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
December 23, 1985	§	January 6, 1986
	§	
	§	
Ayes: Supervisors Kennedy Kopp Molinari Renne Silver Walker Ward	§	Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Silver Ward
	§	
Noes: Supervisors Hongisto Maher	§	
	§	
Absent: Supervisors Britt Nelder	§	Absent: Supervisors Britt Kopp Maher Walker

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
452-85-1

JAN 17 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 101-85-54 ORDINANCE NO. 14-86

APPROPRIATING ~~$1,652,000~~ $352,000 FOR EQUIPMENT PURCHASE (MICROWAVE SYSTEM-CITY WIDE), DEPARTMENT OF ELECTRICITY FOR FISCAL YEAR 1985-86; AN EMERGENCY MEASURE; SUBJECT OF PREVIOUS BUDGETARY DENIAL.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001 G.L. 315 (000026)	General Fund Reserve for Emergency Appropriation	$352,000 ~~$1,652,000~~	
75-00-00 22-2200 (425512)	Department of Electricity Equipment Purchase (Microwave System - City Wide)		$352,000 ~~$1,652,000~~

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists and that this ordinance be made effective forthwith, the nature of the emergency being the immediate necessary preservation of public safety.

As telephone lines are extremely vulnerable in an earthquake, it is essential that a microwave system be immediately installed to meet the immediate need for a speed up in earthquake preparation. This microwave system is vital to provide reliable two way radio communication between field personnel and their dispatch centers during earthquake caused emergencies.

Section 3. This ordinance is hereby adopted by two-thirds vote of all members of the Board of Supervisors pursuant to the provisions of Section 6.306 of the Charter. This item was previously requested by budget estimate and was denied by the Mayor.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
John C Farrell
CONTROLLER
DEC 30 1985

RECOMMENDED:
Dianne Feinstein
MAYOR

0547-P

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Passed as an emergency measure—Board of Supervisors, San Francisco, January 21, 1986

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

I hereby certify that the foregoing ordinance was passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

101-85-54
File No.

JAN 24 1986
Approved

Dianne Feinstein
Mayor

FILE NO. 123-85-5 ORDINANCE NO. 15-86

[Street Vacations]

AMENDING PART II, CHAPTER X OF THE SAN FRANCISCO MUNICIPAL CODE (PUBLIC WORKS CODE) BY AMENDING SECTION 788 THEREOF, TO EXEMPT DEVELOPING SENIOR CITIZEN HOUSING NONPROFIT ORGANIZATIONS/FROM PAYMENT OF STREET VACATIONS INVESTIGATION FEES.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter X of the San Francisco Municipal Code (Public Works Code) is hereby amended by amending Section 788 thereof, to read as follows:

SEC. 788. Fees.

(a) Fees, payable to the Department of Public Works, shall be assessed for ((investigation)) investigating and processing the street vacation request filed under this Code. Said fees shall consist of an initial payment of $2,500, paid at the time of filing an application for street vacation, plus an additional sum as needed to equal the actual cost to the Department of Public Works of checking the maps, plans and reports, and conducting an investigation incidental thereto. Nonprofit organizations with tax exempt status under the Internal Revenue Code shall be exempt from payment of the initial $2,500 payment where the street vacation is necessary for the development of senior citizen housing.

(b) Payment of fees charged under this Code does not waive the fee requirements of other ordinances and rules and regulations pursuant thereto.

(c) There is hereby created a Street Vacation Fund wherein all funds received under the provisions of this section shall be deposited. All expenditures from the Fund shall be for engineering or technical investigations and equipment directly related to the investigation and processing of the street vacation request filed under this Code, and all such expenditures are hereby appropriated for said purposes.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

3021E

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 13, 1986	January 21, 1986
Ayes: Supervisors Britt ~~Hongisto~~ Kennedy Kopp ~~Maher~~ Molinari Nelder Renne Silver ~~Walker~~ Ward	Ayes: Supervisors Britt Kopp Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Hongisto Maher Walker	Absent: Supervisors Hongisto Kennedy

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 123-85-5

JAN 31 1986
Date Approved

Mayor

FILE NO. 27-85-33 ORDINANCE NO. 16-86

(Airport-Airline Lease)

APPROVING MODIFICATION OF LEASE NO. 82-0116 EASTERN AIR LINES, INC. (LESSEE), AND THE CITY AND COUNTY OF SAN FRANCISCO (LESSOR), ACTING BY AND THROUGH ITS AIRPORTS COMMISSION.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Pursuant to Sections 7.402-1 and 7.405 of the Charter, the Board of Supervisors hereby approves the modification of Airport Lease No. 82-0116 between Eastern Air Lines, Inc., as Lessee and the City and County of San Francisco, as Lessor, acting by and through its Airports Commission. The terms of the Modification were approved by Airports Commission Resolution No. 85-0267, a copy of which is contained in Board of Supervisors File No. 27-85-33

APPROVED AS TO FORM

GEORGE AGNOST
City Attorney

By: Donald Berkholder
Airports General Counsel

0618p

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy ~~Kopp~~ Maher Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker
Absent: Supervisor Kopp	Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
27-85-33

FEB 7 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 27-85-34 ORDINANCE NO. 17-86

(Airport-Airline Lease)

APPROVING MODIFICATION OF LEASE NO. 82-0115 DELTA AIR LINES, INC. (LESSEE), AND THE CITY AND COUNTY OF SAN FRANCISCO (LESSOR), ACTING BY AND THROUGH ITS AIRPORTS COMMISSION.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Pursuant to Sections 7.402-1 and 7.405 of the Charter, the Board of Supervisors hereby approves the modification of Airport Lease No. 82-0115 between Delta Air Lines, Inc., as Lessee and the City and County of San Francisco, as Lessor, acting by and through its Airports Commission. The terms of the Modification were approved by Airports Commission Resolution No. 85-0359, a copy of which is contained in Board of Supervisors File No. 27-85-34

APPROVED AS TO FORM

GEORGE AGNOST
City Attorney

By: Donald Lamboldi
Airports General Counsel

0655p

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker
Absent: Supervisor Kopp	Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
27-85-34

FEB 7 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 11-02-2-4 ORDINANCE NO. 18-86

[Emergency Health Contracts]

AMENDING CHAPTERS 6 AND 15 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 6.30 THEREOF, TO INCLUDE EMERGENCY CONTRACTS OF THE DEPARTMENT OF PUBLIC HEALTH; AND REPEALING SECTION 15.2-1 THERETO, REGARDING EMERGENCY CONTRACTS OF THE DEPARTMENT OF PUBLIC HEALTH.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 6 of the San Francisco Administrative Code is hereby amended by amending Section 6.30 thereof, to read as follows:

SEC. 6.30. EMERGENCY REPAIRS, ((AND)) WORK AND CONTRACTS.

A. The Board of Supervisors hereby declares that in an actual emergency caused by:

1. weather conditions, fire, flood or other unforeseen conditions of unusual character; or

2. the breakdown of any plant, equipment, structure, street or public work necessitating immediate emergency repair or reconditioning to safeguard the lives or property of the citizens; or the property of the City and County; or to maintain the public health or welfare; and

a. including the installation, repair, construction and alteration of crossings and switch work and special work in connection therewith, at street and other railway crossings and at street intersections, when the same is to be done by or for the Municipal Railway; and

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b. including the installation, repair, construction and alteration of the fire alarm, police communication and traffic signal systems, when the same is to be performed by or for the Department of Electricity; and

c. including the work of making connections, installing gate valves, installing or transferring services and performing such other work therewith to existing water pipes, when the same is to be done by or for the San Francisco Water Department and when such work will leave one or more fire hydrants or water consumers without water; or

3. unforeseen conditions of unusual character resulting in an insufficient number of hospital beds or the lack of hospital beds or the lack of hospital, surgical, mental health or hospital ancillary services so as to leave patients of the City and County without required hospital or medical services.

Such repair, reconditioning or other emergency work or contract may be executed in the most expeditious manner by the department head responsible therefor, who shall, if the emergency permits, first secure the approval in writing of the Chief Administrative Officer, if the emergency work or contract is to be done or ordered by any department under his or her jurisdiction; or, for the departments not under the Chief Administrative Officer, the approval in writing of the president of the board or commission concerned or of the Mayor; provided, however, that in all cases wherein the anticipated cost of the emergency work exceeds $25,000, the department head shall first obtain the approval of the Board of Supervisors.

B. If the emergency does not permit such approvals to be obtained before work is commenced or the contract entered into, such approvals as hereinabove mentioned shall be obtained as soon

BOARD OF SUPERVISORS

thereafter as it is possible to do so. The department head concerned shall notify the Controller immediately of the work involved or the contract entered into and the estimated cost thereof; and shall notify the Board of Supervisors not more than seven days after work has been commenced.

Section 2. Chapter 15 of the San Francisco Administrative Code is amended by amending Section 15.2-1 thereof, to read as follows:

SEC. 15.2-1. This section is hereby repealed.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

1429E

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker
	Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
97-85-29

FEB 7 1986
Date Approved

_____
Mayor

FILE NO 97-85-38

ORDINANCE NO. 19-86

[illegible] Unit Ranges And Refrigerators]

[illegible] THE SAN FRANCISCO MUNICIPAL CODE, PART II, CHAPTER XII [illegible]), BY AMENDING SECTION 503.1.B THEREOF TO REQUIRE ADEQUATE, CLEAN, GOOD WORKING APPLIANCES IN DWELLING UNITS AT ALL [illegible].

Note: Additions or substitution are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XII, San Francisco Municipal Code (Housing Code) is hereby amended by amending Section 503.1.B. thereof, to read as follows:

Section 503.1.B. Kitchens. Every dwelling unit shall be provided with a kitchen having adequate and clean facilities for the preparation, storage and preservation of food and every kitchen shall be provided with a kitchen sink constructed of approved non-absorbent and impervious materials. No wooden sink or sink of similar absorbent material will be permitted. The space underneath the sink or washtray shall be constructed so as to provide for its ventilation and inspection.

All appliances provided by the owner shall be in a clean good working condition at the time that a tenant takes possession of the rental unit.

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Community kitchens and kitchens in guest rooms shall comply with Section 1307.1 of the Building Code.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By [signature]
Deputy City Attorney
1986E/sw/mal

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Kennedy Maher Molinari Nelder Renne Silver Walker Ward
Excused ~~Absent~~: Supervisor Hongisto	Excused ~~Absent~~: Supervisor Hongisto
	Absent: Supervisors Britt Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No.
97-85-38

FEB 7 1986
Date Approved

[signature]
Mayor

FILE NO. 97-85-49 ORDINANCE NO. 20-86

(Weighing and Measuring Devices)

ORDINANCE AMENDING CHAPTER 1 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 1.13.5 THERETO, PROVIDING FOR REGISTRATION OF WEIGHING AND MEASURING DEVICES, EFFECTIVE JULY 1, 1986

NOTE: All language is new; additions and substitutions have not been underlined.

Be it ordained by the People of the City and County of San Francisco that:

Section 1. Chapter 1 of the San Francisco Administrative Code is hereby amended, by adding Section 1.13.5 thereto, to read as follows:

SEC. 1.13.5. WEIGHTS AND MEASURES -- PERMITS.

All weighing and measuring devices inspected or tested by the county sealer of weights and measures pursuant to Business and Professions Code Section 12210 shall be registered annually with the county sealer. The fee charged by the county sealer for such registration shall be used to offset the costs of inspecting and testing said devices.

The fee to be charged, effective July 1, 1986, shall be as follows:

Number of Devices	Charge Per Location
1 - 3	$20.00
4 - 9	40.00
Over 9	60.00

The county sealer shall promulgate such rules and regulations as are reasonable and necessary to implement this ordinance.

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Section 2. This ordinance shall be effective July 1, 1986.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

Deputy City Attorney

1478E

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FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Ward
	Absent: Supervisors Hongisto Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 97-85-49

FEB 7 1986
Date Approved

Mayor

FILE NO 97-85-51 ORDINANCE NO. 21-86

RC #6137

(Municipal Railway Revolving Fund)

AMENDING PART I, CHAPTER 10, SAN FRANCISCO MUNICIPAL CODE (ADMINISTRATIVE CODE) BY AMENDING SECTION 10.150 THEREOF, RELATING TO INCREASING THE MUNICIPAL RAILWAY REVOLVING FUND FROM $143,516 to $218,516.

Note: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the people of the City and County of San Francisco:

Section 1. Part I, Chapter 10 of the San Francisco Municipal Code is hereby amended by amending Section 10.150 thereof, to read as follows:

Section 10.150 CASH REVOLVING FUND-MUNICIPAL RAILWAY ((($143,516)) $218,516

APPROVED AS TO FORM:
GEORGE AGNOST
City Attorney

By _____

RECOMMENDED:
RUDOLF NOTHENBERG
GENERAL MANAGER, PUC

By _____

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FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Hongisto Kennedy Maher Molinari Renne Silver Walker	Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Renne Silver Walker Ward
Noes: Supervisors Kopp Nelder	Noes: Supervisor Nelder
Absent: Supervisors Britt Ward	Absent: Supervisor Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-85-51

FEB 7 1986
Date Approved

Mayor

FILE NO 101-85 37

ORDINANCE NO. 22-86

RO #0121 Sn

(Government Funding)

APPROPRIATING $992,328 FOR CAPITAL PROJECT BUDGET (TRAINING CENTER-REMODELING), POLICE DEPARTMENT FOR FISCAL YEAR 1985-86.; WITH A RESERVE ON $94,484.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Unappropriated Revenue Retained		
Subsidiary 000098	Reserve for Capital Improvement	$960,716	
G.L.496 (000026)	Unappropriated Revenue Reserve		
Sub. 000001	Contributed Revenue Reserve	31,612	
38-01-44	Police Department		
20-2030 (580613)	Capital Project Budget		
Proj.	Training Center-Remodeling		$992,328
	Total	$992,328	$992,328

Section 2. Funds in the amount of $94,484 are hereby reserved pending release by the Finance Committee.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

JAN 17 1986

RECOMMENDED:

Dianne Feinstein
MAYOR

ac(#0513P)

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker
Absent: Supervisor Maher	Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-85-37

FEB 7 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 101-85-39

ORDINANCE NO. 23-86

RO #6120 Ord #47

(Government Funding)

APPROPRIATING $800,000 FOR CAPITAL PROJECT BUDGET (RICHMOND TRANSPORT PLAN), CLEAN WATER PROGRAM FOR FISCAL YEAR 1985-86; WITH A RESERVE ON $75,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
35-895	1976 Sewer Revenue Bond Funds		
G.L. 495 (035006)	Use of Surplus	$800,000	
92-01-00	Clean Water Program		
20-2030 (543363)	Capital Project Budget		
Proj. 006-00	Richmond Transport Plan		$800,000

Section 2. Funds in the amount of $75,000 are hereby placed on reserve, pending release by the Finance Committee.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

_____
CONTROLLER

RECOMMENDED: NOV 20 1985

_____
MAYOR

ac(#0513P)

DOCUMENTS DEPT.

FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker
Absent: Supervisor Maher	Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 101-85-39

FEB 7 1986
Date Approved

_____
Mayor

FILE NO. 101-85-40

ORDINANCE NO. 24-86

AO #6128 SA #51

(Government Funding)

APPROPRIATING $68,447 FOR HARDSHIP LOANS, PERMANENT SALARIES - MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS AND FEES, LICENSES AND PERMITS, PUBLIC WORKS - BUILDING INSPECTION FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-501	Code Enforcement And Rehabilitation Fund		
60-6021 (052902) Proj. 001-01	Substandard Housing	$68,447	
90-03-00	Public Works - Building Inspection		
15-1761 (774133) Proj 004-01	Hardship Loans		$40,863
01-0010	Permanent Salaries - Miscellaneous		20,958
04-0600	Retirement - City		3,052
0606	Social Security		1,231
0610	Health Service		587
0620	Unemployment Insurance		82
0621	Unemployment Insurance - Adm.		2
10-1435 Proj. 004-02	Fees, Licenses and Permits		1,672
		$68,447	$68,447

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

NOV 27 1985

RECOMMENDED:

Dianne Feinstein
MAYOR

0491M

DOCUMENTS DEPT.

FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading

January 21, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward

Absent: Supervisor Kopp

Finally Passed

January 27, 1986

Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker

Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-85-40

FEB 7 1986
Date Approved

Mayor

FILE NO. 101-85-41

ORDINANCE NO. 25-86

AO #6127 Sa #42

(GOVERNMENT FUNDING)

APPROPRIATING $795,000 FOR CAPITAL PROJECT BUDGET (LAKE MERCED TRANSPORT PLAN), CLEAN WATER PROGRAM FOR FISCAL YEAR 1985-86; WITH A RESERVE ON $55,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
35-895	1976 Sewer Revenue Bond Funds		
G.L. 495 (035006)	Use of Surplus	$795,000	
92-01-00	Clean Water Program		
20-2030 (543363)	Capital Project Budget		
Proj. 008-00	Lake Merced Transport Plan		$795,000

Section 2. Funds in the amount of $55,000 are hereby placed on reserve, pending release by the Finance Committee.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

NOV 27 1985

RECOMMENDED:

Dianne Feinstein
MAYOR

0492M

DOCUMENTS DEPT.

FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker
Absent: Supervisor Maher	Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-85-41

FEB 7 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 101-85-45

ORDINANCE NO. 26-86

(Government Funding)

AO #0141 BA #75

APPROPRIATING ~~$238,302~~ $32,786 FOR PERMANENT SALARIES - MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS AND MANDATORY FRINGE SAVINGS, SUPERIOR COURT FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 496 (000026)	Unappropriated Revenue Reserve		
Subsidiary (00000~~4~~3)	Reserve for ~~Merit Awards~~ Contingency	$32,786 ~~$238,302~~	
10-00-00	Superior Court		
01-0010 (316083)	Permanent Salaries - Miscellaneous		$25,796 ~~$142,323~~
04-0600	Mandatory Fringe Benefits		6,990 ~~15,491~~
0699	Mandatory Fringe Savings		0 ~~80,488~~
	Total	$32,786 ~~$238,302~~	$32,786 ~~$238,302~~

5/86

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

DEC 12 1985

RECOMMENDED:

N/R
MAYOR

lm(#0538P, pg. 2)

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FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading

January 21, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker Ward

Absent: Supervisor Maher

Finally Passed

January 27, 1986

Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker

Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L Taylor
Clerk

File No. 101-85-45

FEB 7 1986
Date Approved

Mayor

FILE NO. 101-85-46 ORDINANCE NO. 27-86

AO #6132 BL #68

(Government Funding)

APPROPRIATING $684,325 FOR CAPITAL PROJECT BUDGET (COURTROOM TEMPORARY CONSTRUCTION), SUPERIOR COURT FOR FISCAL YEAR 1985-86; PLACING $70,688 IN RESERVE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-010	Special Revenue Fund		
	Courthouse Temporary Construction Fund		
G.L. 495 (045690)	Use of Surplus	$628,280	
70-7002	Court Surcharge-Filing Fees	56,045	
10 00-00	Superior Court		
20-2030 (316117)	Capital Project Budget		
Proj. 001-01	Courthouse Construction		$684,325
	Total	$684,325	$684,325

Section 2. Funds in the amount of $70,688 are hereby placed on reserve, pending release by the Finance Committee, following receipt of an estimate of the costs to remodel new space for the offices of the Registrar or the Small Claims Court Clerks.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
[signature]
CONTROLLER

DEC 06 1985

RECOMMENDED:

N/R
MAYOR

ac(#0527P)

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Board of Supervisors, San Francisco

Passed for Second Reading
January 21, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp ~~Maher~~ Molinari Nelder Renne Silver Walker Ward

Absent: Supervisor Maher

Finally Passed
January 27, 1986

Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker

Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 101-85-46

FEB 7 1986
Date Approved

[signature]
Mayor

FILE NO 101-85-47

ORDINANCE NO. 28-86

RO #6136 SR #54

(Government Funding)

APPROPRIATING $75,000 FOR REVOLVING FUND INCREASE AND RESCINDING $75,000 FROM JUDGEMENT AND CLAIMS, MUNICIPAL RAILWAY FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
31 001	Municipal Railway Operating Fund		
35-00-00	Municipal Railway		
14-1450 (560946)	Judgement and Claims	$ 75,000	
16-1951	Revolving Fund Increase		$75,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

DEC 06 1985

RECOMMENDED:

Dianne Feinstein
MAYOR

0530P - (3)

DOCUMENTS DEPT.

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward
Noes: Supervisor Kopp	
Absent: Supervisors Maher Molinari	Absent: Supervisor Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Jeff L. Taylor
Clerk

File No.
101-85-47

FEB 7 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 101-85-48

ORDINANCE NO. 29-86

RO #6135 SR #60

(Government Funding)

APPROPRIATING $70,000 FOR PROFESSIONAL AND SPECIAL SERVICES, WATER DEPARTMENT FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
32-001	Water Department Operating Fund		
G.L. 490 (024018)	Unappropriated Revenue	$ 70,000	
47-00-00	Water Department		
10-1001 (387019)	Professional and Special Services		$ 70,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

DEC 06 1985

RECOMMENDED:

Dianne Feinstein
MAYOR

0530P

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FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading

January 21, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward

Absent: Supervisors Kopp

Finally Passed

January 27, 1986

Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker

Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-85-48

FEB 7 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 101-85-49

ORDINANCE NO. 30-86

RO #6138 SA #52

(Government Funding)

APPROPRIATING $30,417 FOR PROFESSIONAL AND SPECIAL SERVICES, LAGUNA HONDA HOSPITAL FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
37-001	Laguna Honda Hospital		
	Operating Fund		
70-7602 (043877)	Medi-Cal Revenue	$ 30,417	
85-00-00	Laguna Honda Hospital		
10-1001 (448274)	Professional and Special Services		$ 30,417

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

DEC 06 1985

RECOMMENDED:

Diane Feinstein
MAYOR

0530P - (2)

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Board of Supervisors, San Francisco

Passed for Second Reading

January 21, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward

Absent: Supervisor Kopp

Finally Passed

January 27, 1986

Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker

Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-49

FEB 7 1986
Date Approved

Diane Feinstein
Mayor

FILE NO 101-85-51 (Government Funding)

ORDINANCE NO. 31-86

RO #6139 SA #56, 57 & 58

APPROPRIATING $443,000 FOR SERVICES OF OTHER DEPARTMENTS - CAO - INSURANCE AND RISK REDUCTION AND RESCINDING $284,000 FROM CAPITAL PROJECT BUDGET (METRO STANDPIPE REPLACEMENT), HETCH-HETCHY, MUNICIPAL RAILWAY AND WATER DEPARTMENTS FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
31 001	Municipal Railway Operating Fund		
35-00-00	Municipal Railway		
21-2030 (350447)	Capital Project Budget		
Proj. 684-01	Metro Standpipe Replacement	$284,000	
30-3650 (560839)	Services of Other Departments -		
	CAO - Insurance & Risk Reduction		$ 73,840
3650 (560722)	Services of Other Departments -		
	CAO - Insurance & Risk Reduction		210,160
	Total Muni Railway Fund	$284,000	$284,000
32-001	Water Department Operating Fund		
47-00-00	Water Department		
G.L. 490 (024018)	Unappropriated Revenue	$ 54,000	
30-3650 (387019)	Services of Other Departments -		
	CAO - Insurance & Risk Reduction		$ 54,000
33-001	Hetch - Hetchy Operating Fund		
32-00-00	Hetch - Hetchy Water & Power		
G.L. 490 (025015)	Unappropriated Revenue	$105,000	
30-3650 (336016)	Services of Other Departments -		
	CAO - Insurance & Risk Reduction		$105,000
	Grand Total	$443,000	$443,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

DEC 0 9 1985

RECOMMENDED:

_____
MAYOR

lm(#0533P)

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Nelder Renne Silver Walker Ward.	Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Maher Molinari	Absent: Supervisor Kopp

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FEB 27 1986

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I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 101-85-51

FEB 7 1986
Date Approved

Mayor

FILE NO 101-85-53 ORDINANCE NO. 32-86

(Government Funding) AO #6142 SR #61

APPROPRIATING $900,000 FOR EXTENDED WORK WEEK AND RESCINDING $900,000 FROM PERMANENT SALARIES - UNIFORM AND RETIREMENT - CITY UNIFORM, FIRE DEPARTMENT FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
31-03-00	Fire Department - Suppression		
01-0020 (530055)	Permanent Salaries - Uniform	$436,893	
04-0602	Retirement - City Uniform	463,107	
02-0130	Extended Work Week		$900,000
	Total	$900,000	$900,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

DEC 12 1985

RECOMMENDED:

Dianne Feinstein
MAYOR

lm(#0539P)

DOCUMENTS DEPT.

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker
Absent: Supervisor Kopp	Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No.
101-85-53

FEB 7 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 121-85-56 ORDINANCE NO. 33-86

RO #6150 SR #53

(Government Funding)

APPROPRIATING ~~$275,832~~ $229,239 FOR PERMANENT SALARIES - MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS FOR THE CREATION OF ONE (1) POSITION, OVERTIME, PROFESSIONAL AND SPECIAL SERVICES, TRAINING, OTHER SERVICES, MATERIALS AND SUPPLIES, EQUIPMENT AND NON-WORK ORDER SERVICES OF CITY ATTORNEY, PUBLIC HEALTH - ENVIRONMENTAL HEALTH FOR FISCAL YEAR 1985-86; AN EMERGENCY MEASURE; PLACING A RESERVE ON $21,730.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 315 (000026)	Reserve for Emergency Appropriation	$229,239 ~~$275,832~~	
83-05-00	Public Health-Environmental Health		
01-0010 (732412)	Permanent Salaries-Miscellaneous		$ 28,769 ~~$ 65,360~~
0600	Mandatory Fringe Benefits		8,536 ~~18,538~~
03-0100	Overtime		2,847
10-1000	Professional and Special Services		91,982
1130	Training		9,500
1200	Other Services		24,325
11-1300	Materials and Supplies		8,084
22-2200	Equipment		26,320
41-4200 (441006)	Non-Work Order Services of City Attorney		28,876
	Total	$229,239 ~~$275,832~~	$229,239 ~~$275,832~~

Section 2. Funds are hereby appropriated for one (1) position created by amendment to the Annual Salary Ordinance (Board of Supervisors' File No. 102-85-12) as follows:

/////

////////

B.K. 1/29/86

Fund / Department / Classification	General Fund / Public Health - Central Office / Rate of Pay	Create
9748 A Staff Assistant VIII, Special Projects	2050 B 2050	1

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists and that this ordinance be made effective forthwith, the nature of the emergency being the immediate necessary preservation of health and safety.

Unless hazardous wastes currently stored by various departments are identified immediately, transported and disposed, the health and safety of the citizens are endangered.

Section 4. Funds in the amount of $21,730 are hereby placed on reserve, pending release by the Finance Committee, until such time that a person with sufficient expertise is found to fill the position of Staff Assistant VIII, Special Projects.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
John C Farrell
CONTROLLER
JAN 23 1986

APPROVED:
CIVIL SERVICE COMMISSION

BY: _____
GENERAL MANAGER, PERSONNEL

RECOMMENDED:
_____
MAYOR

(fh #1154A)

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Passed as an emergency measure—Board of Supervisors, San Francisco, February 3, 1986

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisor Silver

I hereby certify that the foregoing ordinance was passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

101-85-56
File No.

FEB 7 1986
Approved

Diane Feinstein
Mayor

FILE NO 118-85-9 ORDINANCE NO. 34-86

[Provision of Toilet Facilities]

AMENDING PART II, CHAPTER V, ARTICLE 12 OF THE SAN FRANCISCO MUNICIPAL CODE (HEALTH CODE) BY AMENDING SECTION 725 THEREOF, RELATING TO THE PROVISION OF TOILET FACILITIES.

NOTE: Additions or substitutions are indicated by underlining; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter V, Article 12 of the San Francisco Municipal Code (Health Code) is hereby amended by amending Section 725 to read as follows:

SEC. 725 ((Self-service)) Gasoline Stations

It shall be unlawful for any person or persons to operate an attendant service station, a marine service station, a partial self-service station or a self-service gasoline station, pursuant to Section 8.12, et seq., of the San Francisco Fire Code, without providing at all times a clean and sanitary toilet and washroom for the use of its patrons. There shall be one separate toilet facility for men and one separate toilet facility for women. At the request of the Fire Department, the Department of Public Health shall inspect a proposed attendant service, marine service, partial self-service, or self-service gasoline station and certify to the Fire Department that said station is in compliance with the provisions of this section.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By Daniel E. Collins
Daniel E. Collins
Deputy City Attorney

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FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker
	Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 118-85-9

FEB 7 1986
Date Approved

Mayor

FILE NO. 123-85-4 ORDINANCE NO. 35-86

(Sidewalks)

ORDINANCE AMENDING ARTICLE 15 OF THE SAN FRANCISCO MUNICIPAL CODE (PUBLIC WORKS CODE) BY AMENDING SECTION 703.2 THERETO, REQUIRING SIDEWALK REPAIRS TO CONFORM TO EXISTING DESIGN.

NOTE: Additions and substitutions are underlined; deletions are indicated by ((double parenthese)).

Be it ordained by the People of the City and County of San Francisco that:

Section 1. Article 15 of the San Francisco Municipal Code (Public Works Code) is hereby amended, by amending Section 703.2 thereto, to read as follows:

SEC. 703.2. REPLACEMENT, REPAIR AND MAINTENANCE OF EXISTING SIDEWALK SURFACES WITH SAME KIND OF MATERIALS, ETC.

Any person, firm or corporation who removes or repairs, or causes or permits to be removed or repaired any existing sidewalk surface, or any portion thereof, for any purpose whatever, shall replace or repair or cause to be replaced or repaired the sidewalk surface so removed or repaired, with the same kind of materials, design and texture, and with equivalent workmanship, to match the existing sidewalk surface, unless an exception therefrom is ordered or approved by the Director of Public

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Works. This requirement shall include the replacement or repair of any existing design features or configurations included or incorporated in the sidewalk, such as stairs, ramps or curb cuts.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

Deputy City Attorney

DOCUMENTS DEPT.

FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Absent: Supervisors Hongisto Kopp Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 123-85-4

FEB 7 1986

Date Approved

Mayor

AS AMENDED IN BD. 12/23/85
AS AMENDED IN BD. 1/21/86.

FILE NO. 398-85 ORDINANCE NO. 36-86

[Divestment of City Funds]

AMENDING CHAPTER 10 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING ARTICLE XIX, SECTIONS 10.210 THROUGH 10.220, INCLUSIVE, THERETO, TO PROHIBIT DEPOSITS, INVESTMENTS, CONTRACTS OR PURCHASES INVOLVING CITY FUNDS WITH PERSONS, FINANCIAL INSTITUTIONS OR OTHER BUSINESSES HAVING SPECIFIED RELATIONS WITH EITHER THE GOVERNMENT OF SOUTH AFRICA OR CERTAIN PRIVATE ENTITIES DOING BUSINESS WITH OR IN SOUTH AFRICA; EXCEPTIONS.

NOTE: This entire Article is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by adding Article XIX, Sections 10.210 through 10.220, inclusive, thereto, to read as follows:

ARTICLE XIX

DIVESTMENT

SEC. 10.210. FINDINGS. The Board of Supervisors finds and declares that the City and County has a moral responsibility to take any lawful action to end racial discrimination. The government of South Africa has institutionalized racial discrimination under its law of apartheid, establishing a white monopoly of power and thereby denying its African, Colored and Asian citizens the right to participate in the political process or to benefit from an unbiased system of law. The Board of Supervisors finds and declares that the system of apartheid is morally repugnant to the people of the City and County.

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In reaction against the apartheid system many in South Africa are engaging in civil disobedience, resulting in the destabilization of the economy, making investment in South Africa imprudent.

Under this Article the City and County wishes to exercise its power to make economic decisions involving its own funds as a participant in the marketplace. The Board of Supervisors therefore finds and declares that it intends to exercise the City and County's right to measure the moral character of its business relations in determining with whom it shall conduct business. The Board of Supervisors acknowledges and promulgates this Article consistent with the approval of the electorate of Proposition "J", on the November 6, 1984 general election, calling for the divestment of the City and County's pension funds. The City enacts this Article to prohibit deposits, investments or other specified uses of City funds with persons, financial institutions and other businesses which maintain business relations with South Africa entities.

SEC. 10.211. DEFINITIONS. As used in this Article, the following words and phrases shall have the meanings indicated herein:

A. "City" or "City and County" shall mean the City and County of San Francisco, or any department, board, commission or agency thereof.

B. "City funds" shall mean all monies or other assets received and managed by, or are otherwise under the control of, the Treasurer, and any notes, bonds, securities, certificates of indebtedness or other fiscal obligations issued by the City and County.

C. "Commodities" shall include, but not be limited to, goods, commodities, materials, supplies, vehicles, machinery, and equipment.

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D. "Contract" shall include, but not be limited to, any contract, purchase order, term purchase agreement or other binding written obligation of the City and County.

E. "Contracting officer" shall mean that officer or employee of the City and County authorized under the Charter, the Administrative Code or the Municipal Code, to enter into a contract on behalf of the City and County. "Contracting Officer" shall include the Mayor, the Chief Administrative Officer, each department head or general manager, and other employees of the City and County authorized to enter into contracts or other binding agreements on behalf of the City and County.

F. "Contractual Services", for purposes of Section 10.213, shall mean investment counseling, underwriting, acting as a trustee or escrow agent, providing any consulting advice or assistance under a professional or personal service contract. "Contractual Services" shall not include transactions of the City and County subject to Section 10.212 of this Article, or purchase orders, term purchase agreements or other agreements of the City and County for the purchase of a commodity under Section 10.214.

G. "Financial institutions" shall mean any bank, savings and loan, thrift, whether chartered or not by the United States or the State of California, or any other business entity whose primary purpose is the acceptance of monetary deposits, making of loans and the investing of monetary assets.

H. "Government of South Africa" or "South Africa" shall mean any public or quasi-public entity operating within the Republic of South Africa, including, but not limited to, municipal, provincial, national, or other government bodies (including all departments, agencies and other instrumentalities of such bodies), public

utilities, public facilities, or any national corporation in which the public sector of the Republic of South Africa has a financial interest or operational responsibilities, and including Bantustans or so-called independent "Homelands".

I. "Loans" shall mean the provision of monies for a consideration and shall include the provision of lines of credit or loans made as a participant in lending consortia.

J. "Purchaser" shall mean the Purchaser of the City and County or any authorized representative of that official.

K. "Treasurer" shall mean the Treasurer of the City and County, or any authorized representative of that official.

SEC. 10.212. DEPOSIT AND INVESTMENT OF CITY FUNDS.

A. <u>Prohibited Transactions.</u>

1. No City funds shall be deposited or remain deposited in, or be invested or remain invested in, the accounts, certificates, stocks, bonds, securities, or other obligations of, or with any financial institution which after the effective date of this article, makes or underwrites the security of, or any loan to:

(a) the government of South Africa; or

(b) any business entity organized under the laws of South Africa and doing business in South Africa; or

(c) any business entity for the express purpose of doing business with, conducting operations in, or trading with any public or private entity located in South Africa. In determining whether a deposit, loan or investment is made to another person or entity for the express purpose of assisting

that other person or entity to do business with South Africa or any private business entity located in South Africa, the person or entity making the deposit, loan or investment will not be required to make any inquiry beyond that made in the normal course of that person's or entity's business.

2. Section 10.212(A)(1) shall not apply to the situation in which a financial institution:

(a) honors a pre-existing contractual obligation having a term, or remaining term, not greater than five years from the effective date of this Article; or

(b) engages in normal correspondent banking relationships other than providing deposits for, or making loans to, any financial institution organized and operating in South Africa; or

(c) engages in activities required to assure repayment of credit provided before the effective date of this Article provided such activities do not involve the provision of new or additional monies.

B. Applicability. Section 10.212 is not intended to, and shall not, apply to activities of the Purchaser.

C. Affidavit Required; Effect of Noncompliance.

1. Before any City funds are deposited or invested with any person, entity or financial institution, the Treasurer shall obtain from each such person, entity or financial institution, an affidavit from a person authorized to present such documents, on a form prescribed by the Treasurer, certifying that it does not have any outstanding relationships of the type listed in Section 10.212(A)(1) or stating that the policy of the person, entity or financial institution is not to enter into a business relationship with, or make

any loans to, entities of, or entities doing business in, South Africa, except as permitted in Subsection 10.212(A)(2) or until the system of apartheid is no longer law in South Africa. The affidavit shall further state that the person or entity or financial institution will promptly notify the Treasurer in writing, if it subsequently enters into any transaction described in Section 10.212(A)(1) or if its practice against entering into such transaction changes.

2. If the Treasurer determines that City funds have been deposited or invested with a person, entity or financial institution which subsequently comes into noncompliance with this ordinance, the Treasurer shall effect the withdrawal or divestment of those funds within six (6) months after the date of determination of noncompliance or, as provided in Section 10.212(D)(1), upon the earliest possible maturity date.

D. Nonapplicability; Treasurer's Findings; Alternate Selection.

1. Section 10.212(A)(1) shall not apply to City funds invested under a pre-existing trust indenture or investment agreement or otherwise invested by the City under a pre-existing contractual obligation, provided that such funds, if deposited or invested with a person, entity or financial institution which has not or is unable to file an affidavit required under Section 10.212(C)(1), shall be withdrawn or divested at the earliest possible maturity date.

2. The provisions of Section 10.212(A)(1)(b), and (c) shall not apply where the Treasurer finds that:

(a) no person, entity or financial institution doing business in the City and County which has filed an affidavit is capable of performing the desired function(s); or

(b) the City will incur a financial loss which in the opinion of the Treasurer would violate his or her fiduciary duties.

SEC. 10.213. CONTRACTUAL SERVICES.

A. Prohibited Transactions. The City and County shall not enter into or renew any contractual agreement for the provision of contractual services with any person, entity or financial institution which provides services to:

(1) the government of South Africa;

(2) any business or entity organized under the laws of South Africa; or

(3) any business entity for the express purpose of assisting that business' operations in, or that business' trading with, any public or private entity located in South Africa. In determining whether contractual services are provided to a business entity for the express purpose of assisting that business trading with any public or private entity located in South Africa, the person or entity providing such services will not be required to make inquiry beyond that made in the normal course of that person's or entity's business.

B. Reserved.

C. For purposes of this section, a person, entity or financial institution will not be deemed to engage in an activity prohibited under Subsection "A" above so long as such person, entity or financial institution is only performing contractual services necessary to complete a specific project in South Africa initiated prior to the effective date of this Article so long as the scope of the project is not enlarged and modification of an existing contract only is involved and providing that the term, or remaining term of the contract is not greater than five years from the effective date of the Article.

D. Affidavit Required.

1. Prior to contracting with any person, entity or financial

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institution for the provision of contractual services not subject to competitive and sealed bid, the contracting officer shall obtain an affidavit from a person authorized to issue such documents, on a form prescribed by the Purchaser, certifying that it does not have any outstanding relationships of the type listed in Section 10.213(A) or stating that the practice of the person, entity or financial institution is to not enter into any contractual relations with entities of, or doing business in, South Africa, until the system of apartheid is no longer law in South Africa. The affidavit shall further require that person, entity or financial institution to promptly notify the City if it subsequently enters into any contractual agreement with the entities listed in Section 10.213(A) or if its practice of foregoing such contractual relations changes.

2. In the case of contracts subject to competitive and sealed bids, except as prohibited by state or federal law or regulation, all contracting departments, boards and commissions of the City and County shall require as a material part of any bid an affidavit as described in Section 10.213(D)(1). Subject to the provisions below, failure to include the affidavit in any bid shall make such bid a nonresponsive bid. In the event that fewer than two bidders return bids with the required affidavit, the contracting department, board or commission may rebid the contract and waive the requirements of Section 10.213.

E. Nonapplicability; Findings; Alternate Selection.

1. Section 10.213(A) shall not apply to bid packages advertised and made available to the public or any competitive and sealed bids received by the City or to contracts for contractual services entered into prior to the effective date of this Article.

2. The provisions of Section 10.213(A)(2) and (3) shall not

apply to contracts for an aggregate value of five-thousand dollars or less.

3. Section 10.213(A)(2) and (3) shall not apply to any amendment, modification or renewal of a contract, which contract was entered into prior to the effective date of this Article where necessary for the timely completion of a project and not involving an increase in the total monies to be paid by the City and County under that contract.

4. The provisions of Section 10.213(A)(2) and (3) shall not apply where the contracting officer finds that:

(a) no person, entity or financial institution doing business in the City and County which has filed an affidavit under Section 10.213(D) is capable of performing the desired function(s); or

(b) the City will incur a financial loss which in the opinion of the contracting officer would violate his or her fiduciary duties; or

(c) The inclusion or application of such provisions will violate or be inconsistent with the terms or conditions of a grant, subvention or contract with an agency of the State of California or the United States or the instructions of an authorized representative of any such agency with respect to any such grant, subvention or contract.

SEC. 10.214. PURCHASE OF COMMODITIES.

A. Prohibited Transactions.

1. The City and County shall not purchase any commodity from the government of South Africa, a business entity organized under the

laws of South Africa, or any person or entity doing business in South Africa.

2. The City and County shall not purchase any commodity made in South Africa. A commodity shall be considered made in South Africa if it is manufactured, produced or grown in South Africa, or if further work or material manufactured, produced or grown in South Africa is added to a commodity which effects a substantial transformation of that commodity. Interpretation of this section shall be consistent with statutes and regulations of the United States regarding markings of commodities by country of origin pursuant to 19 CFR 134.

B. Contract Condition. Each contract for the supply of a commodity to the City and County shall include as a material condition to that agreement the following paragraph in the contract:

> Seller is not the government of South Africa, person or business entity organized under the laws of South Africa, or a person or entity doing business in South Africa. The item(s) sold in this contract (purchase order) to the City and County of San Francisco is (are) not made in South Africa as defined in section 10.214(A) of the San Francisco Administrative Code. The City and County reserves the right to terminate this contract for default if the contractor furnishes items made in South Africa.

C. Exceptions. This Section 10.214 shall not apply to:

1. any binding contractual obligation for purchase of commodities entered into prior to the effective date of this Article; or

2. the purchase of any commodity for which South Africa is the only source; or is made outside South Africa but for which the only source is an entity organized under the laws of or doing business in South Africa; or

3. any contract for the purchase of commodities of an aggregate

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value of less than five-thousand dollars; or

4. where the contracting officer finds that no person or entity doing business in the City and County and able to subscribe to the contract provision required under Section 10.214(B) is capable of providing the desired commodity; or

5. any contract, purchase order or term purchase agreement wherein the City will incur a financial loss which in the opinion of the contracting officer would violate his or her fiduciary duties; or

6. where the inclusion or application of such provisions will violate or be inconsistent with the terms or conditions of a grant, subvention or contract with an agency of the State of California or the United States or the instructions of an authorized representative of any such agency with respect to any such grant, subvention or contract.

SEC. 10.215. RULES AND REGULATIONS.

A. The Treasurer or Purchaser, whichever is appropriate, shall promulgate any rules and regulations necessary or appropriate to carry out the purposes and requirements of this ordinance. Each department, board and commission of the City and County shall cooperate with, and provide in writing to, the Treasurer or Purchaser, whichever is appropriate, all information necessary for the Treasurer or Purchaser to promulgate such rules and regulations.

B. All contracts and other similar written agreements shall incorporate this Article by reference whenever applicable and shall provide that the failure of any bidder or contractor to comply with any of its requirements shall be deemed a material breach of contract.

SEC. 10.216. PUBLIC RECORDS. All affidavits and reports prepared

pursuant to the requirements of this ordinance shall be made available for public inspection except those prepared for purposes of litigation.

SEC. 10.217 PENALTY.

A. Whenever a person, entity or financial institution being considered for a contract or under contract with the City and County submits an affidavit found by the City and County after an investigation by the contracting officer and the City Attorney to be false, the City and County shall have the authority to impose such sanctions or take such other actions as are designed to ensure compliance with the provisions of this Article which shall include, but are not limited to:

(1) refusal to certify the award of a contract;

(2) order the suspension of a contract;

(3) order the withholding of funds;

(4) order the revision of a contract based upon a material breach of contract provisions pertaining to statements made under the affidavit;

(5) disqualification of a bidder or contractor from eligibility for providing commodities or services to the City and County for a period not to exceed five years, with a right to review and reconsideration by the contracting City office or department after two years upon a showing of corrective action indicating violations are not likely to reoccur.

B. All contracts shall provide that in the event any bidder or contractor fails to comply in good faith with any of the provisions of this Article the bidder or contractor shall be liable for liquidated damages for each violation in an amount equal to the bidder's or

contractor's net profit of the contract, or ten percent (10%) of the total amount of the contract or one thousand dollars ($1,000) whichever is greatest. All contracts shall also contain a provision whereby the bidder or contractor acknowledges and agrees that the liquidated damages assessed shall be payable to the City and County upon demand and may be set off against any monies due to the bidder or contractor from any contract with the City and County of San Francisco.

SEC.10.218. Reserved.

SEC. 10.219. IMPLEMENTATION REPORTS. The Treasurer and the Purchaser shall provide written reports on the implementation of this ordinance to the Board of Supervisors as follows:

1. at the first Board of Supervisors meeting held nine (9) months after this Article has taken effect; .

2. at the first Board of Supervisors meeting held one (1) year after this Article has been in effect; and

3. semi-annually thereafter.

Each department, board and commission of the City and County shall cooperate with, and provide in writing to, the Treasurer or Purchaser, whichever is appropriate, all information necessary for the Treasurer or Purchaser to prepare such reports.

SEC. 10.220. SEVERABILITY. If any section, subsection, clause, phrase or portion of this Article is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and

independent provision and such holding shall not affect the validity of the remaining portions thereof.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By _____
Deputy City Attorney

0269E/December 26, 1985
January 21, 1986

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 21, 1986	January 27, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward
	Absent: Supervisor Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
398-85

FEB 7 1986
Date Approved

Mayor

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FILE NO 45-86-8

ORDINANCE NO. 37-86

RC #6177

[Settlement of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF RASHAE WILLIAMS, ET AL. AGAINST ROBERT MANGOSING, CITY AND COUNTY OF SAN FRANCISCO, ET AL., IN THE SUM OF $208,743.90.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle Superior Court Action No. 810-340 entitled RASHAE WILLIAMS, ET AL. vs. ROBERT MANGOSING, CITY AND COUNTY OF SAN FRANCISCO, ET AL., by the payment of $208,743.90.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By: Philip S. Ward
PHILIP S. WARD
Chief Trial Deputy

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

By: Kevin J. Mullen for
CORNELIUS P. MURPHY
Chief of Police

FUNDS AVAILABLE:

By: John C. Farrell
CONTROLLER
01 001 97 09 00
509138 1450 $208,743.90

JAN 30 1986

APPROVED: POLICE COMMISSION

By: Willie E. Frazier
SECRETARY

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FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisor Maher	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Jeff Taylor
Clerk

File No.
45-86-8

FEB 14 1986
Date Approved

Mayor

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MAR 14 1986

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ORIGINAL AMENDMENT OF THE WHOLE IN COMMITTEE 1/9/86

FILE NO. 121-84-12 ORDINANCE NO. 38-86

(Pedicab)

AMENDING CHAPTER VIII, PART II (POLICE CODE) OF THE MUNICIPAL CODE BY ADDING ARTICLE 39 THERETO, AMENDING SECTIONS 1117, 1146 AND 1156 THEREOF TO REGULATE PEDICABS AND AMENDING SECTIONS 2.26 AND 2.27 THEREOF ESTABLISHING FEES.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII (Police Code) of the San Francisco Municipal Code is hereby amended by adding Article 39 thereto as follows:

NOTE: All sections are new.

ARTICLE 39

PEDICABS

SEC. 3901. Definitions.
SEC. 3902. Permit Required.
SEC. 3903. Application for Pedicab Permit.
SEC. 3904. Pedicab Operator's Permit Application.
SEC. 3905. Insurance Requirements.
SEC. 3906. Permits Issued by Chief of Police.
SEC. 3907. Presentation of Permit to Tax Collector - License Fees.
SEC. 3908. Pedicab License, Plate, Identification Card and Operator's Badge.
SEC. 3909. Filing Fares.
SEC. 3909.1 Display of Fare Schedule.
SEC. 3910. Operating Regulations.
SEC. 3911. Revocation of Permits by Police Department.
SEC. 3912. Sanitary Regulations.
SEC. 3913. Safety Requirements.
SEC. 3914. Loading Required.
SEC. 3915. Regulations by Chief of Police.
SEC. 3916. Penalty.
SEC. 3917. Severability.

SEC. 3901. Definitions.

(a) "Operator" means the individual who actually operates the pedicab whether as the owner, an employee of the owner or as an independent contractor.

(b) "Owner" means any person who owns, leases, or otherwise has possession of the pedicab.

(c) "Pedicab" means a device upon which any person may ride, propelled exclusively by human power through a belt, chain or gears, having two or more wheels and constructed in such a manner as to engage in the business of carrying passengers for hire.

(d) "Person" means any corporation, association, syndicate, joint stock company, partnership or individual.

SEC. 3902. Permit Required.

Before operating any pedicab upon any public street, the owner or lessee thereof shall apply for and obtain a permit therefor from the Police Department as provided in Section 3903 of this Article, and the operator thereof shall also obtain an operator's permit as provided in Section 3905 of this Article.

SEC. 3903. Application for Pedicab Permit.

(a) Application for a pedicab permit shall be made in writing upon a form prescribed by the Chief of Police and filed with the Chief of Police along with the filing fee. The application shall contain the following information:

1. Owner's or lessee's name, address and type of ownership.

2. Vehicle type and serial number.

3. Seating capacity.

4. Route(s) or area(s) over which the applicant proposes to operate.

5. Whether the applicant has ever been convicted of a felony or a misdemeanor and, if so, the details thereof.

6. Such other information as the Chief of Police determines is necessary to evaluate the fitness of the applicant to be granted a pedicab owner's permit.

(b) Each applicant shall sign the application which shall contain a warning that the application may be denied or the permit suspended or revoked if the applicant misrepresents facts relevant to the fitness of the applicant to be granted a pedicab permit.

SEC. 3904. Pedicab Operator's Permit Application.

(a) Application for a pedicab operator's permit shall be made in writing upon a form prescribed by the Chief of Police and filed with the Chief of Police along with the filing fee. The application shall contain the following information:

1. The applicant's full name, residence address, date of birth and California Driver's License Number.

2. Whether the applicant:

A. Has ever been convicted of a felony or a misdemeanor and, if so, the details thereof;

B. Has ever been licensed as a driver or chauffeur and, if so, whether such license has ever been revoked and for what cause;

C. The driver is physically qualified to drive a pedicab safely and the driver's hearing and eyesight are unimpaired.

3. Such other information as the Chief of Police determines is necessary to evaluate the fitness of the applicant to be granted a pedicab owner's permit.

(b) The operator shall pass an examination as to the operator's knowledge of the traffic laws and rules of the City and County of San Francisco.

(c) The operator, if not also the owner of the pedicab, must present a letter of request signed by the owner or lessee stating an intent to employ the applicant.

(d) The operator must allow a complete set of his or her fingerprints to be taken.

(e) The operator must submit two (2) recent recognizable photographs of said operator.

(f) Each applicant shall sign the application which shall contain a warning that the application may be denied or the permit suspended or revoked if the applicant misrepresents facts relevant to the fitness of the applicant to be granted a pedicab permit.

SEC. 3905. Insurance Requirements.

(a) In order to ensure the safety of the public, it shall be unlawful for any person who owns a pedicab to allow it to be operated or driven or to obtain a permit therefor unless and until said person shall have complied with the provisions of

either paragraph 1 or paragraph 2 of this subsection.

1. Such person, firm or corporation shall file with the Chief of Police and thereafter keep in full force and effect a policy of insurance, in such form as the Chief of Police may deem proper and executed by a Company duly licensed to issue insurance policies in California, insuring the public against any loss or damage that may result to any person or property from the operation of such pedicab or pedicabs, provided the minimum amount of recovery in such policy of insurance shall be not less than the following sums:

   Personal injury or death: $100,000 for each person injured or killed subject to a limit of $450,000 for any one occurrence;

   Property Damage: $10,000 for any one occurrence.

   and further provided that the policy is endorsed to provide a hold harmless clause in favor of the City and County of San Francisco and to provide that a thirty (30) days' notice of cancellation be sent to the Chief of Police of the City and County of San Francisco.

2. Such person, firm or corporation may, in lieu of the aforesaid liability insurance policy, file with the Chief of Police a bond in such form as the Chief of Police may deem proper, executed by a surety company duly authorized to do business within the State of California. The bond shall be conditioned on the

payment of the amounts set forth hereinbelow and shall provide for the entry of judgment on motion of the state in favor of any holder of a final judgment on account of damages to property or injury to any person caused by the operation of such person's, firm's or corporation's pedicab and further shall provide for a hold harmless clause in favor of the City and County of San Francisco and that a thirty (30) days' notice of cancellation be sent to the Chief of Police of the City and County of San Francisco. The bonds shall be in the sum as follows:

A. For only one (1) pedicab: $100,000 for any one occurrence.

B. For more than one (1) but less than six (6) pedicabs: $200,000 for any one occurrence.

C. For more than five (5) but less than twenty-one (21) pedicabs: $450,000 for any one occurrence.

D. For more than twenty (20) but less than sixty-one (61) pedicabs: $600,000 for any one occurrence.

E. For more than sixty (60) but less than one hundred and one (101) pedicabs: $1,000,000 for any one occurrence.

F. For more than one hundred (100) pedicabs: $3,000,000 for any one occurrence.

Subject to the limits shown for any one occurrence,

the bond shall be conditioned to pay $100,000 for injury to any one person and $10,000 for damage of property of any one person.

(b) It shall be unlawful for any person who owns a pedicab to allow it to be operated or driven by an employee unless and until

1. The owner provides workers' compensation insurance for the employee.

(c) It shall be unlawful for any person to operate or drive a pedicab as an independent contractor or to obtain a permit therefor unless and until said person shall have complied with the provisions by either paragraph 1 or paragraph 2 of subsection (a) of this section.

(d) New Policy to be Furnished. If, at any time, said policy or certificate of insurance or bond be cancelled by the issuing company, the Chief of Police shall require the party to whom the permit is issued to replace said policy or certificate or bond with another policy or certificate or bond satisfactory to the Chief of Police and, in default thereof, said permit shall be deemed void upon the effective date of the cancellation of the insurance or bond.

SEC. 3906. Permits Issued by Chief of Police.

(a) The Chief of Police shall, without unnecessary delay, hear each owner/lessee application and grant the same unless the Chief finds:

1. That the owner/lessee has committed crimes or has been

convicted of offenses that render the applicant unfit to own pedicabs;

2. That the applicant has failed to meet the insurance or bond requirements set forth in Section 3905 of this article;

3. That the pedicab for which the permit is applied for is inadequate or unsafe for the purpose intended or insufficiently equipped with safety devices;

4. That the route and/or routes or area over which the applicant proposes to operate cannot safely accommodate pedicabs in view of the condition of the existing roads or the traffic thereon. In passing upon this question the Chief of Police shall consult with the Department of Public Works and exercise a sound and reasonable discretion, and the permit shall be granted unless public interest and safety may otherwise require;

5. That the applicant made material misrepresentations of facts relevant to the fitness of the applicant to be granted the permit.

(b) Permits shall be numbered, and such numbers, not less than three inches in height and one-half inch wide shall be affixed to each pedicab upon the right-hand side of the body thereof with such conspicuousness as may be required by the Chief of Police.

All permits shall be obtained from the office of the Tax Collector upon proper notification to that office from the Chief

of Police.

(c) The Chief of Police shall, without unnecessary delay, hear each operator application and may grant the same unless it shall appear:

1. That the pedicab operator is incompetent or has not had sufficient experience in driving a vehicle in the City and County of San Francisco;
2. That the operator has committed crimes or has been convicted of offenses that render said applicant unfit for the operation of pedicabs.
3. That the operator is not physically qualified to operate a pedicab safely or possesses defective eyesight or hearing.
4. That the applicant made material misrepresentations of facts relevant to the fitness of the applicant to be granted the permit.

SEC. 3907. Presentation of Permit to Tax Collector - License Fees.

Upon the granting of a permit, as hereinabove provided, the Police Department shall forward the permit to the Tax Collector, who shall furnish the permittee with the following:

(a) Owner/lessee:

(1) Permit

(2) License

(3) Permit Plate

(b) Operator:

(1) Permit

(2) License

(3) Operator's Badge

(4) Identification Card

Each permittee is required to pay a license fee to the Tax Collector as set forth in section 2.27 of this Code, and must pay the cost of such badge, card and plate as are issued.

SEC. 3908. Pedicab License, Plate, Identification Card and Operator's Badge.

(a) Within fifteen (15) days after the issuance of permits or licenses relating to pedicabs and their operators when service is first initiated and on or before the 20th day of December in each year thereafter, the Controller shall furnish the Tax Collector with a sufficient number of operator's badges, pedicab plates and licenses to enable the Tax Collector to meet the demands made for these plates and licenses up to or during the next calendar year. The design and quality of these badges, plates and licenses shall meet the approval of the Tax Collector.

(b) All pedicab licenses, metal plates and identification cards issued under the provisions of Section 3907 of this Article shall date from the first day of January of each year and shall be issued for one year from the aforesaid date; provided, however, that when service is first initiated, the license will be issued for the remaining portion of the calendar year in which it is authorized and only subsequent licenses will date from the first day of January for each succeeding year.

SEC. 3909. Filing Fares.

(a) Permittees issued pedicab permits pursuant to the provisions of this Article shall file with the Board of Supervisors the fares per passenger charged for each trip.

(b) The Board of Supervisors may adopt, modify or reject the fare schedules submitted.

(c) Should the Board of Supervisors, by resolution, adopt or modify the fare schedule submitted, such shall be the fare charged.

(d) Should the Board of Supervisors, by resolution, reject the fare schedule proposed, the permittee submitting said fare schedule shall not charge the rejected fare unless and until the permittee submits, and the Board Supervisors adopts, a new and different fare schedule.

SEC. 3909.1. Display of Fare Schedule.

Every pedicab shall have permanently affixed to the outside thereof, in a place readily to be seen by passengers, a frame covered with glass, enclosing a card upon which shall be printed in plain, legible letters the schedule of rates authorized for carriage in such pedicab. The said frame and enclosed card must be approved by the Chief of Police. The rates published shall be the only rates charged.

SEC. 3910. Operating Regulations.

(a) Every person operating a pedicab shall be subject to all applicable laws, rules and regulations of Chapter 11, Part II of the San Francisco Municipal Code (Traffic Code) and the

Vehicle Code of the State of California pertaining to the operation of bicycles upon streets and pedestrian or bicycle facilities.

(b) It shall be unlawful for any person:

1. to operate a pedicab who is under the age of eighteen years;
2. to operate a pedicab while under the influence of alcoholic beverages or controlled substances other than medication prescribed by a physician;
3. to operate a pedicab in any manner which impedes or blocks the normal or reasonable movement of pedestrian or vehicular traffic unless such operation is necessary for safe operation or in compliance with law;
4. to operate, or cause to be operated, any pedicab upon or along any route unless such route is first approved by the Chief of Police;
5. to operate any pedicab within the City and County of San Francisco without a valid driver's license issued by the authority of the State of California and a permit granted by the Police Department of the City and County of San Francisco. At all times while operating a pedicab, the operator shall wear conspicuously the badge and carry the identification card issued by the Tax Collector;
6. to operate, or cause to be operated, any pedicab upon or along any street unless there is a valid license for

each such pedicab obtained pursuant to this Article;

7. to operate, or cause to be operated, a pedicab without the city permit number thereof displayed in a conspicuous place and in figures not less than three (3) inches in height and one-half (1/2) inch wide upon the right-hand side of the body thereof;

8. to operate, or cause to be operated, any pedicab while there is attached thereto any trailer or any other passenger-carrying vehicles;

9. owning or operating, or causing to be operated any pedicab within the City and County of San Francisco to allow or permit any incompetent or inexperienced person to act as an operator of a pedicab.

10. to operate, or cause to be operated at night a pedicab without using headlights and taillights.

(c) There shall be no more than three passengers to a pedicab at any one time who shall remain seated throughout the ride.

SEC. 3911. Revocation of Permits by Police Department.

(a) Any pedicab owner's permit may be suspended or revoked by the Chief of Police pursuant to provisions of Sections 2.12, 2.13 and 2.14 of this Code for:

1. Any violation of the provisions of Sections 3901 to 3914, inclusive, and of any regulations adopted pursuant to Section 3915 of this Article;

2. The failure to pay any judgment for damages arising

from the unlawful or negligent operation of the pedicab for which the permit was issued;

3. Failure to maintain necessary insurance;

4. Permitting an unlicensed operator to operate or remain in charge of any pedicab;

5. Failure to adequately supervise operators of any pedicab;

6. Any violation of the laws of the State of California or the City and County of San Francisco that has some bearing on the fitness of the owner to own a pedicab;

7. Any material misrepresentation of facts relevant to the fitness of the applicant to be granted the permit.

(b) Any operator may have his or her pedicab operator's permit suspended or revoked by the Police Department pursuant to provisions of Sections 2.12, 2.13 and 2.14 of this Code who:

1. Violates any provisions of Sections 3901 to 3915, inclusive, of this Article;

2. Operates any pedicab while under the influence of alcoholic beverages or controlled substances other than medication prescribed by a physician;

3. Operates the pedicab in a reckless and dangerous manner;

4. Violates any law of the State of California or the City and County of San Francisco that has some bearing on the fitness of the operator to operate a pedicab;

5. Makes any material misrepresentation of facts relevant to the fitness of the applicant to be granted the

permit.

SEC. 3912. Sanitary Regulations.

Every person owning or operating, or causing to be operated, any pedicab in the City and County of San Francisco shall thoroughly wash each pedicab, when so operated, at least once a week, and shall also carefully sweep and clean each of said pedicabs daily; and whenever required in writing by the Department of Public Health every person owning or operating, or causing to be operated, any pedicab within the limits of said city and county shall fully disinfect each pedicab so operated by spraying said pedicab with an efficient disinfectant.

SEC. 3913. Safety Requirements.

(a) No vehicle shall be operated as a pedicab for hire unless it is in a reasonably clean and safe condition inside, as well as externally, so as not to injure or damage the person, clothing or possessions of a passenger. The pedicab's exterior shall be reasonably clean and shall be essentially free from cracks, breaks and major dents. It shall be painted to provide adequate protection and a neat and clean appearance. Repairs done to comply with this section shall be done within a reasonable time based on availability of parts and labor.

(b) Every pedicab shall have the following minimum properly working equipment or safety features:

1. A battery or generator operated headlight and taillight;
2. Turn signals visible from the front and rear of the pedicab;

3. Hydraulic or mechanical disc brakes;
4. Spoke reflectors placed on each wheel and tape type reflectors showing the front and the back width of the pedicab.

SEC. 3914. Loading Required.

It shall be unlawful for any person owning or operating or driving, or causing to be operated or driven, any pedicab to permit the same to remain standing upon the street for the purpose of loading or unloading passengers unless the side of said pedicab is as close as possible to the curb and in no circumstances more than three (3) feet from the curb.

SEC. 3915. Regulations by Chief of Police.

The Chief of Police may adopt, after a noticed public hearing, rules and regulations supplemental to Sections 3901 through 3915, inclusive, of this code and not in conflict therewith to carry out the purpose of this article. The rules and regulations shall become effective ten (10) days after adoption by the Chief of Police.

SEC. 3916. Penalty.

Any person who violates any provision of Sections 3901 through 3915, inclusive, of this Code shall be deemed guilty of an infraction or misdemeanor punishable by a fine of not less than $50.00 nor more than $500.00 or by imprisonment in the County Jail for a period not to exceed six months or by both such fine and imprisonment.

SEC. 3917. Severability.

If any section, subsection, subdivision, paragraph, sentence, clause or phrase of the Article or any part thereof, is for any reason to be held unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Article or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional or invalid or ineffective.

Section 2. Part II, Chapter VIII (Police Code) of the San Francisco Municipal Code is hereby amended by amending Sections 1117, 1146 and 1156 thereto as follows:

NOTE: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

SEC. 1117. Public Stands. The following are hereby designated as public stands for licensed taxicabs, limousines, ((and)) sightseeing buses and pedicabs:

(a) At or near the entrance to docks and wharves of passenger-carrying ships and other vessels;

(b) Railroad depots;

(c) Around such public squares, except Union Square, as may be designated by the Department of Public Works from time to

time, but not on the streets, crosswalks or within double lines;

(d) Bus depots;

(e) At or near the entrance to rapid transit stations; provided, however, that no sightseeing bus shall be permitted to occupy said stands;

(f) All stands heretofore designated by the Department of Public Works pursuant to the provisions of former Section 1117 of this Code; provided, however, that the Board of Supervisors may, by resolution, designate the type, or types, of vehicles which shall be permitted to use any such stand, and may, by resolution, rescind the designation of any such stand.

(g) The Board of Supervisors, after notice has been duly given to the owner of the property fronting the space where such stand is to be located, and after public hearing has been held thereon, may, by resolution, designate such additional public stands as it finds necessary for the convenience of the public, and, in its absolute discretion, may, by resolution, designate the type, or types of vehicles, including "jitney buses," which shall be permitted to use any such stand or to rescind the designation of any such public stand.

SEC. 1146. Solicitation of Passengers Authorized Without License. A licensed driver of any public passenger vehicle for hire or any pedicab or an authorized employee of a street or cable railway or sightseeing company shall have the right to solicit patronage for the vehicle driven or operated by him

without a runner's and soliciting agent's license, subject to the provisions of Sections 1150, 1153 and 1155 of this Chapter, but not more than one person shall be deemed to have charge of any vehicle at any place.

SEC. 1156. Regulating Standing. No driver of any taxicab, limousine, ((or)) sedan or pedicab, while awaiting employment by passengers, shall do any of the following:

(a) Stand on any public street or place other than or upon a stand designated or established in accordance with the provisions of Sections 1115 to 1160, inclusive, of this Chapter; or,

(b) Seek employment by repeatedly and persistently driving his vehicle to and fro for a short space in front of any theater, hall, hotel, public resort, railroad or ferry station or other place of public gathering; or,

(c) Interfere with the proper and orderly access to or egress from any theater, hall, hotel, public resort, railroad or ferry station or other place of public gathering.

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Section 3. Part II, Chapter VIII, Article 1, of the San Francisco Municipal Code (Police Code) is hereby amended by amending Sections 2.26 and 2.27 as follows:

Note: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

SEC. 2.26. Schedule of Permits and Filing Fees. The following filing fees, payable in advance to the Police Department, are required when submitting applications for permits to the Police Department:

Type of Permit	Filing Fee
Permit Amendment/Additional Partner . .	$ 35
Advertising Vehicle	114
Amusement Park.	196
Antique Shop	136
Auto Wrecker	120
Ball or Ring Throwing Games	160
Balloon and Kite Advertising	136
Billiard Parlor	165
Bingo Game	50
Amendment to Permit	13
Cabaret	346
Change of Color Scheme	38
Charitable Promoter/Solicitor	95
Circus	166

Type of Permit	Filing Fee
Closing-Out Sale	$ 107
Dance Hall Keeper	374
One Night Dance	13
Discharge of Cannon	77
Distributor of Advertising	
Class A	148
Class B	113
Driverless Auto Rental	162
Driver Public Passenger Vehicle	22
Encounter Studio	
Owner	190
Employee	54
Escort Service	
Owner	129
Employee	54
Funeral Procession Escort	112
Insignia and Uniform	18
General Soliciting Agent	78
Interurban Bus	70
Itinerant Show	168
Jitney Bus	
Owner	105
Driver	62
Amendment to permit	38
Junk Dealer	267

Type of Permit	Filing Fee
Junk Gatherer	$
Resident	242
Non-resident	112
Licensed Tour Guide	118
Limousine	70
Loudspeaker	
Commercial	214
Non-commercial	15
Vehicle	74
Masquerade Ball	265
Massage Establishment	322
Masseur/Masseuse	51
Trainee	51
Mechanical Amusement Devices	254
Mechanical Contrivance	161
Miniature Golf Course	222
Mobile Caterer	270
Additional Stop	33
Assistant	17
Transfer of Stop	17
Motorized Rickshaw	70
Museum	249
Nude Models in Public Photography Studio	
Owner	194
Employee	58

Type of Permit	Filing Fee
Off-Heliport Landing Site	$ 226
Outcall Massage	142
Pawnbroker	292
Peddler	
Fish, Vegetables, Fruit	189
Food for Human Consumption . . .	183
Non Food	115
Employee	26
Pedicab Driver	24
Pedicab Owner	
first pedicab	48
each add'l. pedicab	16
Photographer, Public Place	
Owner	155
Solicitor	58
Photographic Solicitor	
Owner	130
Employee	69
Place of Entertainment	308
Poker	338
Amendment to Permit	13
Public Bathhouse	347
Public Outcry Sales	242
Pushcart Peddler	163
Recreational Equipment Vendor	115

Type of Permit	Filing Fee
Retail Dealer in Firearms	$ 217
Rodeo Exhibition/Wild West Show . . .	259
Second Hand Dealer	186
Second Hand Dealer, Auto Accessories . .	186
Shooting Gallery	179
Sightseeing Bus	70
Skating Rink	258
Street Photographer	
Owner	130
Solicitor	69
Taxicab	70
Tow Car Driver	22
Trade-In Dealer	186
Valet Parking	
Fixed Location	95
Annual special Event	38
Vehicle for Hire, Non-motorized . . .	70
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SEC. 2.27. SCHEDULE OF LICENSE FEES FOR PERMITS ISSUED BY THE POLICE DEPARTMENT. The following license fees are payable to the Tax Collector for permits issued by the Police Department and, when applicable, for their renewal:

NOTE: All license fees are at an annual rate unless otherwise indicated.

Type of Permit	License Fee
Advertising Vehicle	$ 83
Amusement Park	112
Antique Shop	20
Auto Wrecker	153
Ball or Ring Throwing Games	52
Balloon and Kite Advertising	28 per quarter
Billiard Parlor	
1st table	52
Each additional table	5
Bingo Game	50
Cabaret	124
Charitable Promoter/Solicitor	38
Circus	90 per day
Dance Hall Keeper	134
Discharge of Cannon	17 per day
Distributor of Advertising	
Class A	45
Class B	13

Type of Permit	Filing Fee
Driverless Auto Rental	$ 109
Driver Public Passenger Vehicle	11
Encounter Studio	
Owner	153
Employee	19
Escort Service	
Owner	172
Employee	29
Funeral Procession Escort	52
General Soliciting Agent	28
Interurban Bus	70
Itinerant Show, each concession	12 per day
Jitney Bus	
Owner	69
Driver	11
Junk Dealer	172
Junk Gatherer	
Resident	52
Non-resident	33
Licensed Tour Guide	52
Limousine	70
Loudspeaker, Commercial	52
Masquerade Ball	71 per day
Massage Establishment	172

/ / /

Type of Permit	License Fee
Masseur/Masseuse	$ 29
Trainee	7 per 90-day permit
Mechanical Amusement Devices	
1st machine	79
Each additional machine	12
Mechanical Contrivance	
1st machine	72
Each additional machine	11
Miniature Golf Course	52
Mobile Caterer	261
Assistant	16
Motorized Rickshaw	70
Museum	65
Nude Models in Public Photography Studio	
Owner	153
Employee	29
Off-Heliport Landing Site	12 per day
Outcall Massage	153
Pawnbroker	184
Peddler	
Fish, Vegetables, Fruit	250
Food for Human Consumption	250
Non Food	65
Employee	26

Type of Permit	License Fee
Pedicab Driver	$ 12
Pedicab Owner	
first pedicab	80
each add'l. pedicab	60
Photographer, Public Place	
Owner	65
Solicitor	26
Photographic Solicitor	
Owner	54
Employee	26
Place of Entertainment	134
Poker	98
Public Bathhouse	139
Public Outcry Sales	92
Pushcart Peddler	250
Recreational Equipment Vendor	103
Retail Dealer in Firearms	153
Rodeo Exhibition/Wild West Show	45 per day
Second Hand Dealer	20
Second Hand Dealer, Auto Accessories	20
Shooting Gallery	52
Sightseeing Bus	70
Skating Rink	109

Type of Permit	License Fee
Street Photographer	$
Owner	54
Solicitor	26
Taxicab	70
Tow Car Driver	11
Trade-In Dealer	197
Valet Parking	
Fixed Location	134
Annual Special Event	70
Vehicle for Hire, Non-Motorized . . .	54

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By _____
Deputy City Attorney

8754D

cc

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 27, 1986	February 3, 1986
Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker
Absent: Supervisors Kopp Ward	Absent: Supervisors Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 121-84-12

FEB 14 1986
Date Approved

_____
Mayor

FILE NO. 65-85-26 ORDINANCE NO. 39-86

(APPROVAL OF LEASE)

APPROVING THE LEASE AGREEMENT BETWEEN THE RECREATION AND PARK DEPARTMENT AND SYSTEM PARKING OF NORTHERN CALIFORNIA INC., TO OPERATE THE PARKING CONCESSION AT UNION SQUARE GARAGE.

Be it ordained by the People of the City and County of San Francisco

Section 1. That certain lease between the Recreation and Park Commission, for and on behalf of the City and County of San Francisco and System Parking of Northern California Inc., a private corporation to provide parking services at Union Square, a copy of which is on file in the office of the Clerk of the Board of Supervisors and to which reference is hereby made, is hereby approved.

Recommended by:

Mary E. Burns
Mary E. Burns, General Manager
Recreation and Park Department

Cynthia Landi
Cynthia Landi, Secretary
Recreation and Park Commission

Approved as to form:
George Agnost, City Attorney

By: Mara Rosales
Mara Rosales, Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading
January 21, 1986

Ayes: Supervisors Britt Hongisto Kennedy [redacted] Maher Molinari Nelder Renne Silver Walker Ward

Absent: Supervisor Kopp

Finally Passed
February 10, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker

Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 65-85-26

FEB 14 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 101-85-55

ORDINANCE NO. 40-86

RO #6126 SR #66

(Government Funding)

APPROPRIATING $1,190,000 FOR VARIOUS CAPITAL PROJECTS (TRAFFICWAYS CAPITAL IMPROVEMENT PROGRAM), PUBLIC WORKS-ENGINEERING FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-092	Road Fund		
G.L. 490 (002071)	Unappropriated Revenue	$1,190,000	
90-06-00	Public Works-Engineering		
21-2030 (778258)	Capital Projects Budget		
Proj.	Traffic Control Devices		$ 40,000
	Resurfacing FAU Streets		100,000
	22nd Street Stairway		50,000
	Candlestick Park Lane Control Signals		400,000
	State Street Retaining Wall		50,000
	Traffic Signals and Channelization-Safety Problem Locations		70,000
	Traffic Signals and Channelization-Various Locations		180,000
	Modification of Traffic Signals		200,000
	Various Locations-New Traffic Signals		100,000
	Total	$1,190,000	$1,190,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

[signature]
CONTROLLER

NOV 27 1985

RECOMMENDED:

[signature]
MAYOR

ac(#0519P)

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FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 27, 1986	February 3, 1986
Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker
Absent: Supervisors Hongisto Kopp Ward	Absent: Supervisors Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No.
101-85-55

FEB 14 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-58

ORDINANCE NO. 41-86

RO #6146 SA #81

(Government Funding)

APPROPRIATING $2,399,720 FOR CONTRIBUTION TO SAN FRANCISCO GENERAL HOSPITAL AND RESCINDING $2,399,720 FROM CONTRIBUTION TO LAGUNA HONDA HOSPITAL, GENERAL FUND AND ADJUSTING MEDI-CAL ESTIMATED REVENUES FOR SAN FRANCISCO GENERAL HOSPITAL AND LAGUNA HONDA HOSPITAL FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
37-001	Laguna Honda Operating Fund		
85-00-00	Laguna Honda Hospital		
70-7602 (043877)	Medical Revenue	$4,988,240	
60-6220	County Health Service Fund-State		$2,588,520
98-9701 (180315)	Contribution from 01-001 General Fund Unallocated		2,399,720
	Total Laguna Honda Fund	$4,988,240	$4,988,240
36-001	San Francisco Hospital Operating Fund		
86-00-00	San Francisco General Hospital		
60-6220 (041061)	County Health Service Fund-State	$2,588,520	
98-9701 (199471)	Contribution from 01-001, General Fund Unallocated	2,399,720	
70-7602 (041061)	Medical Revenue		$4,988,240
	Total San Francisco General Operating Fund	$4,988,240	$4,988,240
99-00-00	General Fund Unallocated		
48-4830 (859330)	Contribution to Laguna Honda Hospital, 37-001	$2,399,720	
48-4830 (876789)	Contribution to San Francisco General Hospital, 36-001		$2,399,720

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
[signature]
CONTROLLER

RECOMMENDED:
[signature]

DEC 31 1985

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FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
January 27, 1986	February 3, 1986
Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker
Absent: Supervisors Hongisto Kopp Ward	Absent: Supervisors Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No.
101-85-58

FEB 14 1986
Date Approved

[signature]
Mayor

FILE NO. 7

ORDINANCE NO. 42-86

NO 10145 SA#82

(Government Funding)

APPROPRIATING $2,665,132 FOR PERMANENT SALARIES - MISCELLANEOUS, RETIREMENT - CITY, AND MANDATORY FRINGE SAVINGS AND RESCINDING $714,734 FROM OTHER CONTRACTUAL SERVICES, SAN FRANCISCO GENERAL HOSPITAL AND ADJUSTING ESTIMATED REVENUES OF COMMUNITY MENTAL HEALTH SERVICES AND LAGUNA HONDA HOSPITAL AND ALSO ADJUSTING GENERAL FUND CONTRIBUTION TO LAGUNA HONDA HOSPITAL AND SAN FRANCISCO GENERAL HOSPITAL FOR FISCAL YEAR 1985-86; SUBJECT OF PRIOR BUDGETARY DENIAL.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
87-00-00	Community Mental Health Services		
70-7602 (043000)	Medical Revenue	$1,200,000	
59 6074	CMHS-Short Doyle		$ 600,000
99-00-00	General Fund Unallocated		
48-4930 (876789)	Contribution to #37-001, Laguna Honda Hospital Fund	1,000,000	
48-4830 (859330)	Contribution to #36-001, San Francisco General Hospital Operating Fund		1,600,000
	Total General Fund	$2,200,000	$2,200,000
37-001	Laguna Honda Hospital Fund		
85-00-00	Laguna Honda Hospital		
70-7602 (043877)	Medical Revenue	$ 395,000	
7603	Medicare Revenue	605,000	
97-9701 (180315)	Contribution Transfer from 01-001 General Fund		$1,000,000
	Total Laguna Honda Hospital Fund	$1,000,000	$1,000,000
36-001	San Francisco General Hospital Fund		
86-01-00	San Francisco General Hospital		
70-7677 (041061)	Other Patient Net Revenue	$ 350,398	
10-1090 (462580)	Other Contractual Services	714,734	
97-9701 (199471)	Contribution Transfer from 01-001 General Fund	1,600,000	

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DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-0010 (462580)	Permanent Salaries-Miscellaneous		$ 856,346
04-0600	Retirement-City		308,786
0699	Mandatory Fringe Savings		1,500,000
	Total San Francisco General Hospital Fund	$2,665,132	$2,665,132

B.K. 1/22/86

Section 2. Due to prior budgetary denial by the Mayor, passage of this ordinance requires eight (8) votes.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
John C Farrell
CONTROLLER
DEC 30 1985

RECOMMENDED:

_____
MAYOR

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Board of Supervisors, San Francisco

Passed for Second Reading
January 27, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Renne Silver Walker Ward

Noes: Supervisor Nelder

Absent: Supervisor Kopp

Finally Passed
February 3, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Walker

Noes: Supervisor Nelder

Absent: Supervisors Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 101-85-59

FEB 14 1986
Date Approved

Mayor

FILE NO. 493-85 ORDINANCE NO. 43-86

(City Seal)

AUTHORIZING THE USE OF THE OFFICIAL SEAL OF THE CITY AND COUNTY OF SAN FRANCISCO BY THE STATUE OF LIBERTY - ELLIS ISLAND FOUNDATION, INC. FOR SALE TO MUNICIPAL EMPLOYEES OF THE CITY AND COUNTY OF SAN FRANCISCO ONLY.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to Section 1.6 of the San Francisco Administrative Code, the Board of Supervisors of the City and County of San Francisco hereby authorizes the Statue of Liberty - Ellis Island Foundation, Inc. to use the official seal of the City and County of San Francisco on promotional materials produced in connection with a national fund raising campaign for sale to municipal employees of the City and County of San Francisco only.

Approved as to Form:

GEORGE AGNOST, CITY ATTORNEY

By _____
Deputy City Attorney

1015E/p3

DOCUMENTS DEPT.

FEB 27 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
February 3, 1986	§	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker Ward	§	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisor Maher	§	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 493-85

FEB 14 1986
Date Approved

_____
Mayor

FILE NO. 101-85-65

ORDINANCE NO. 44-86

AO #151 Sn #69, 70, 71 & 72

(Government Funding)

APPROPRIATING $71,434 FOR JUDGMENT AND CLAIMS AND RESCINDING $71,434 FROM MATERIALS AND SUPPLIES, PUBLIC UTILITIES COMMISSION DEPARTMENTS FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
31-001	Municipal Railway Operating Fund		
35-00-00	Municipal Railway		
11-1300 (560722)	Materials and Supplies	$48,268	
14-1450 (560946)	Judgment and Claims		$48,268
32-001	Water Department Operating Fund		
47-00-00	Water Department		
11-1300 (387019)	Materials and Supplies	1,147	
14-1450	Judgment and Claims		1,147
33-001	Hetch-Hetchy Operating Fund		
32-00-00	Hetch-Hetchy Water and Power		
11-1300 (336016)	Materials and Supplies	10,302	
14-1450	Judgment and Claims		10,302
09-051	PUC-Pooled Funds		
40-00-00	Public Utilities Commission		
11-1300 (561183)	Materials and Supplies	11,717	
14-1450	Judgment and Claims		11,717
	Total	$71,434	$71,434

Section 2. Although the City has incurred no legal obligation under the charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: Mark Kat
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

RECOMMENDED:

Dianne Feinstein
MAYOR

JAN 07 1986

0508-M

DOCUMENTS DEPT.
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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisor Maher	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 101-85-65

FEB 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 101-85-60 ORDINANCE NO. 45-86

RO #6160 BA #62

(Government Funding)

APPROPRIATING $4,500,000 FOR CAPITAL PROJECT BUDGET (ODOR CONTROL FACILITIES), CLEAN WATER PROGRAM FOR FISCAL YEAR 1985-86; WITH A RESERVE OF $50,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
35-895	1976 Sewer Revenue Bond Fund		
G.L. 495 (035006)	Unreserved Fund Balance	$ 4,500,000	
92-01-00	Clean Water Program		
20-2030 (543363)	Capital Project Budget		
Proj. 113-00	Odor Control Facilities		$4,500,000

Section 2. Funds in the amount of $50,000 are hereby placed on reserve, pending release by the Finance Committee, following receipt of an EIR for the Digester & Sludge Area Project.

APPROVED AS TO FORM
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

JAN 13 1986

RECOMMENDED:

Dianne Feinstein
MAYOR

0511-M

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisor Maher	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 101-85-60

FEB 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 101-85-61

ORDINANCE NO. 46-86

RO #0150 Sa #70

(Overmatch Funding)

[illegible]ATING $23,497 FOR FIXED CHARGES - INSURANCE, COUNTY EDUCATION OFFICE FOR FISCAL YEAR 1985-86

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 496 (000076)	Unappropriated Revenue Reserve		
Sub. 000003	Reserve for Contingency	$23,497	
07 00 00	County Education Office		
10-1400 (307017)	Fixed Charges-Insurance		$23,497

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
[signature]
CONTROLLER

JAN 13 1986

RECOMMENDED:
[signature]
MAYOR

ac(0558P)

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisors Silver Ward	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 101-85-61

FEB 21 1986
Date Approved

[signature]
Mayor

FILE NO 101-85-62

ORDINANCE NO. 47-86

AO #0154 Ba #77

(Government Funding)

APPROPRIATING $396,000 FOR EQUITY TRANSFERS TO GENERAL FUND - CONTRIBUTED REVENUE RESERVE, AIRPORT COMMISSION FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and county of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
30-001	Airport Operating Fund		
G.L. 490 (022012)	Unappropriated Revenue	$396,000	
46-4690 (843193)	Equity Transfer Out to 01-001, General Fund-Contributed Revenue Reserve		$396,000
01-001	General Fund		
95-9900 (163287)	Equity Transfer In From 30-001, Airport Operating Fund	$396,000	
G.L. 496 (000026)	Unappropriated Revenue Reserve		
Sub. 000001	Contributed Revenue Reserve		$396,000

APPROVED AS TO FORM:
GEORGE P. AGNOSI, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

JAN 13 1986

RECOMMENDED:

_____
MAYOR

(fh #0556P-2)

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisors Silver Ward	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
101-85-62

FEB 21 1986
Date Approved

_____
Mayor

FILE NO 101-85-63 ORDINANCE NO. 48-86

(Government Funding)

APPROPRIATING $37,500 FOR SERVICES OF REAL ESTATE, PARKING AUTHORITY FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-071 G.L. 490 (003327)	Off-Street Parking Fund Unappropriated Revenue	$37,500	
36-00-00 30-3030 (353110)	Parking Authority Services of Other Departments Real Estate		$37,500

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

JAN 13 1986

RECOMMENDED:

Dianne Feinstein
MAYOR

(fh #0556P)

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisors Silver Ward	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-63

FEB 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 101-85-64

ORDINANCE NO. 49-86

AO #0155 Bar/56

(Government Funding)

APPROPRIATING $3,000 FOR TEMPORARY SALARIES AND RESCINDING $3,000 FROM PERMANENT SALARIES-MISCELLANEOUS, BOARD OF PERMIT APPEALS FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
37-00-00	Board of Permit Appeals		
01-0010 (354019)	Permanent Salaries-Miscellaneous	$3,000	
02-0200	Temporary Salaries		$3,000

Section 2. Although the City has incurred no legal obligation under the charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

JAN 13 1986

RECOMMENDED:

Dianne Feinstein
MAYOR

ac(0558P)

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisor Maher	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-64

FEB 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 102-85-12

ORDINANCE NO. 50-86

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 11

AMENDING ORDINANCE NO. 392-85 (ANNUAL SALARY ORDINANCE, 1985-86) REFLECTING THE ADDITION OF ONE POSITION IN THE DEPARTMENT OF PUBLIC HEALTH-CENTRAL OFFICE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 392-85 (Annual Salary Ordinance, 1985-86) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	83 DPH Central Office	
		Division:	05 Food & Sanitary Inspections	
		Section:	00 Food & Sanitary Inspections	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
1 added	1	9748 A	Staff Assistant VIII, Special Project Z,SC	$2050B2050

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

NO. 11

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker Ward	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisor Silver	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 102-85-12

FEB 21 1986
Date Approved

Mayor

FILE NO. 45-86-1

ORDINANCE NO. 51-86

no 110157

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF DANIEL LAMPEAR AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $22,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "DANIEL LAMPEAR V. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 804-239, by the payment of $22,000.00

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By Kathleen A Foley
KATHLEEN FOLEY
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By George C. White
for DONALD J. BIRRER
Director

FUNDS AVAILABLE:

John C Farrell
Controller

001 97 09 00
909138 1450 $22,000.00

JAN 13 1986

APPROVED:

Chief Administrative Officer

2935E

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PUBLIC LIBRARY

Board of Supervisors, San Francisco

Passed for Second Reading

February 3, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker

Absent: Supervisors Silver Ward

Finally Passed

February 10, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker

Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 45-86-1

FEB 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 45-86-2 ORDINANCE NO. 52-86

RO #6158

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF MARIO VALENCIA AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $11,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "MARIO VALENCIA v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 838-465, by the payment of $11,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: KEVIN M. O'DONNELL
Deputy City Attorney

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

By: CORNELIUS MURPHY, Chief
San Francisco Police

FUNDS AVAILABLE:

John C Farrell
Controller
1 001 97 09 00
0091,8 1450 $11,000.00

JAN 13 1986

APPROVED:
POLICE COMMISSION:

Secretary

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisors Silver Ward	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-86-2

FEB 21 1986
Date Approved

Mayor

FILE NO. 45-86-3 ORDINANCE NO. 53-86

[SETTLEMENT OF LAWSUIT] RO #6159

AUTHORIZING SETTLEMENT OF LITIGATION OF ANNORA NELSON AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $37,500.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "ANNORA NELSON v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 816-150, by the payment of $37,500.00.

APPROVED AS TO FORM AND RECOMMENDED

GEORGE AGNOST
City Attorney

By: KEVIN M. O'DONNELL
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By: DONALD J. BIRRER
Director
Department of Public Works

FUNDS AVAILABLE:

John C Farrell
Controller
001 97 09 00
1.0 1450 $37,500.00

JAN 13 1986

APPROVED:

Chief Administrative Officer

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Board of Supervisors, San Francisco

Passed for Second Reading

February 3, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker

Absent: Supervisors Silver Ward

Finally Passed

February 10, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker

Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-86-3

FEB 21 1986
Date Approved

Mayor

FILE NO. 45-86-7

ORDINANCE NO. 54-86

AO #6169

AUTHORIZING SETTLEMENT OF ATTORNEYS FEES CLAIM IN SAMANIEGO v. SARSFIELD FOR $12,267.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the attorneys fees claim in the case entitled "SAMANIEGO v. SARSFIELD, et al", Superior Court No. 829-084, by the payment of $12,267.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By
CRAIG M. McCABE
Deputy City Attorney

RECOMMENDED:

EDWIN SARSFIELD, General Manager
Department of Social Services

FUNDS AVAILABLE:

CONTROLLER
01-001 97 09 00
30/30 1430 $12,267.00

JAN 23 1986

APPROVED:

SOCIAL SERVICES COMMISSION

By:
Secretary

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 3, 1986	February 10, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker
Absent: Supervisors Silver Ward	Absent: Supervisors Renne Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-86-7

FEB 21 1986
Date Approved

Mayor

FILE NO. 45-86-4 ORDINANCE NO. 55-86

RC #6162

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF ALEXANDER CORNS, JR. AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $16,000.00 PLUS WAIVER OF SAN FRANCISCO GENERAL HOSPITAL LIEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "ALEXANDER CORNS, JR., v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 809-638, by the payment of $16,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: KEVIN M. O'DONNELL
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By: DONALD J. BARRER
Director
Department of Public Works

FUNDS AVAILABLE:

John C. Farrell
Controller
01 001 97 09 00
30'138 1450 $16,000.00

JAN 17 1986

APPROVED:

Chief Administrative Officer

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MAR 11 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 10, 1986	February 18, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker	Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker
Absent: Supervisors Renne Silver Ward	Absent: Supervisors Britt Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-86-4

FEB 28 1986
Date Approved

Mayor

FILE NO. 45-86-5

ORDINANCE NO. 56-86

AG #6163

[illegible]

[illegible] SETTLEMENT OF LITIGATION OF NABIHA DAVID AGAINST CITY AND [illegible] FRANCISCO FOR $23,000.00.

[illegible] ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the [illegible] entitled "NABIHA DAVID V. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 831-759 by the payment of $23,000.00.

APPROVED AS TO FORM AND LEGALITY:

[illegible], City Attorney

By: Kathleen A. Foley
KATHLEEN A. FOLEY
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By: George G. White
DONALD G. WIRKER
Director
Department of Public Works
and Clean Water Program

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER
01 001 97 09 00
[illegible] 1450 $23,000.00

FEB 04 1986

APPROVED:

By: [illegible]
CHIEF ADMINISTRATIVE OFFICER

3991E

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 10, 1986	February 18, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker	Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker
Absent: Supervisors Renne Silver Ward	Absent: Supervisors Britt Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John Taylor
Clerk

File No.
45-86-5

FEB 28 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 45-86-6

ORDINANCE NO. 57-86

RO#6167

(Settlement of Lawsuit)

AUTHORIZING SETTLEMENT OF LITIGATION OF ROBERT BARTLETT II AGAINST THE CITY AND COUNTY OF SAN FRANCISCO IN THE SUM OF $11,000.

Be it ordained by the People of the City and County of San Francisco that:

Section 1. The City Attorney is hereby authorized to settle Superior Court Action No. 735-083 entitled ROBERT BARTLETT II vs. CITY AND COUNTY OF SAN FRANCISCO, by the payment of $11,000.

RECOMMENDED AND APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

Deputy City Attorney

RECOMMENDED:

DEPT. OF PUBLIC WORKS

DIRECTOR OF PUBLIC WORKS

FUNDS AVAILABLE:

CONTROLLER

01-001 97 09 00

309138 1450 $11,000.00

3725E

JAN 22 1986

CHIEF ADMINISTRATIVE OFFICER

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APR 23 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
February 10, 1986	§	February 18, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Walker	§	Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker
Absent: Supervisors Renne Silver Ward	§	Absent: Supervisors Britt Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-86-6

FEB 28 1986

Date Approved

Mayor

FILE NO 97-86-1 ORDINANCE NO. 58-86

[Hold Harmless Agreements]

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 1.26-1 THERETO, TO AUTHORIZE THE POLICE COMMISSION TO ENTER INTO HOLD HARMLESS AGREEMENTS WITH THE STATE OF CALIFORNIA AND COUNTIES AND CITIES THEREOF FOR USE OF THE AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM.

NOTE: All material is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 1 of the San Francisco Administrative Code is hereby amended by adding Section 1.26-1 thereto, to read as follows:

Section 1.26-1. POLICE COMMISSION HOLD HARMLESS AGREEMENTS FOR USE OF THE AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM. The Police Commission is hereby authorized to enter into agreements, including hold harmless agreements, with the State of California and counties and cities thereof for the purpose of providing for the use of Automated Fingerprint Identification Systems owned by the City and County of San Francisco or by the State of California or other cities or counties of the State of California.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

4374E

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
February 10, 1986	§	February 18, 1986
Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker Ward	§	Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker
Absent: Supervisors Britt Silver	§	Absent: Supervisors Britt Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

_____
Clerk

File No. 97-86-1

FEB 28 1986
Date Approved

_____
Mayor

FILE NO _____ ORDINANCE NO. 59-86

[illegible] [illegible]tion Fund]

[illegible] [illegible]ER 13, ARTICLE III, SAN FRANCISCO ADMINISTRATIVE CODE BY [illegible] THEREOF, INCREASING SHERIFF'S TRANSPORTATION [illegible].

[illegible]: Additions or substitutions are underlined; deletions are in ((double parentheses)).

[illegible] ordained by the People of the City and County of San Francisco:

Section 1. Chapter 13, Article III, Section 13.23 of the San Francisco Administrative Code is hereby amended so that the same shall read as follows:

Sec. 13.23. FUND TO CARRY OUT PROVISIONS OF ARTICLE-CREATED.

A fund of ((($5,000)) $30,000 is hereby created in account ([illegible]'s No. 60.966.09) to carry out the provisions of this article.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

[illegible]

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
February 10, 1986	§	February 18, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	§	Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker
	§	Absent: Supervisors Britt Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

_____
Clerk

File No.
97-86-2

FEB 28 1986
Date Approved

_____
Mayor

FILE NO. 101-85-68

ORDINANCE NO. 60-86

RO #6164 SA #78

(Government Funding)

APPROPRIATING $74,778 FOR PERMANENT SALARIES - MISCELLANEOUS, PERMANENT SALARIES - CRAFT AND RELATED MANDATORY FRINGE BENEFITS FOR APPROPRIATION OF FUNDS FOR THE CREATION OF TWELVE (12) POSITIONS, AIRPORTS COMMISSION FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
30-001 G.L. 490 (022012)	Airport Operating Fund Unappropriated Revenue	$ 74,778	
27-00-00	Airports Commission		
01-0010 (570416)	Permanent Salaries - Miscellaneous		$ 46,924
01-0030	Permanent Salaries - Craft		10,363
04-0600	Retirement - City		10,314
04-0606	Social Security		4,040
04-0610	Health Service		2,884
04-0620	Unemployment Insurance		229
04-0621	Unemployment Insurance - Adm. Cost		24
	Total	$ 74,778	$ 74,778

Section 2. Funds are hereby appropriated for twelve (12) positions created by amendment to the Annual Salary Ordinance (Board of Supervisors' File No. _____) as follows:

Fund / Department / Classification	Airport Operating Fund / Airports Commission / Rate of Pay	Create
	001 - Regular Miscellaneous	
2708 A Custodian	625 B 755	7
2716 A Custodial Assistant Supervisor	688 B 830	1
2718 A Custodial Supervisor I	755 B 912	1
7392 A Window CLeaner	846 B 1,022	2

Fund / Department / Classification	Airport Operating Fund / Airports Commission / Rate of Pay	Create
	003 - Regular Craft	
7347 A Plumber	1,368 B 1,658	1
	Total	12

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By: John C Farrell
CONTROLLER

JAN 17 1986

APPROVED:
CIVIL SERVICES COMMISSION

By: _____
GENERAL MANAGER, PERSONNEL

RECOMMENDED:

_____
MAYOR

lp -(0566P)

Board of Supervisors, San Francisco

Passed for Second Reading

February 24, 1986

Ayes: Supervisors Kennedy Kopp Maher Molinari Nelder Silver Walker Ward

Absent: Supervisors Britt Hongisto Renne

Finally Passed

March 3, 1986

Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker

Absent: Supervisors Hongisto Maher Kennedy Silver Ward

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I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 101-85-68

MAR 7 1986
Date Approved

Bill Rau
Acting Mayor

FILE NO. 101-85-69

ORDINANCE NO. 61-86

RO #6165 SA #90

(Government Funding)

APPROPRIATING $40,506 FOR MANDATORY FRINGE SAVINGS AND RESCINDING $40,506 FROM OTHER CURRENT SERVICES, CIVIL SERVICE COMMISSION FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
30-00-00	Civil Service Commission		
20-2010 (Proj.081-01)	Examination Services Program		
10-1299 (332023)	Other Current Services	$40,506	
04-0699 (332601)	Mandatory Fringe Savings		$40,506

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

[signature]
CONTROLLER

JAN 17 1986

RECOMMENDED:

[signature]
MAYOR

JAN 23 1986

ac(#0569P)

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Board of Supervisors, San Francisco

Passed for Second Reading
February 24, 1986

Ayes: Supervisors [redacted] Kennedy Kopp Maher Molinari Nelder [redacted] Silver Walker Ward

Absent: Supervisors Britt Hongisto Renne

Finally Passed
March 3, 1986

Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker

Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 101-85-69

MAR 7 1986
Date Approved

[signature]
Acting Mayor

FILE NO. 102-85-16 ORDINANCE NO. 62-86

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 13

AMENDING ORDINANCE NO. 392-85 (ANNUAL SALARY ORDINANCE, 1985-86) REFLECTING THE ADDITION OF TWELVE POSITIONS AT THE SAN FRANCISCO INTERNATIONAL AIRPORT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 392-85 (Annual Salary Ordinance, 1985-86) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	27 Airport	
		Division:	99 Airport Costs	
		Section:	00 Airport Costs	
		Fund:	30001 Airport Operating Funds	
		Object:	001 Regular Misc.	
7 added	7	2708 A	Custodian	SC $ 625B755
1 added	1	2716 A	Custodial Assistant Supervisor	SC 688B830
1 added	1	2718 A	Custodial Supervisor I	SC 755B912
2 added	2	7392 A	Window Cleaner	SC 846B1022
		Object:	003 Regular Craft	
1 added	1	7347 A	Plumber	SC 1368B1658

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

John J. Walsh
GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: Philip S. Wong
DEPUTY CITY ATTORNEY

NO. 13

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 24, 1986	March 3, 1986
Ayes: Supervisors Kennedy Kopp Maher Molinari Nelder Silver Walker Ward	Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker
Absent: Supervisors Britt Hongisto Renne	Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 102-85-16

MAR 7 1986
Date Approved

Bill Maher
Acting Mayor

FILE NO. 34-86-1 ORDINANCE NO. 63-86

(CHANGE SIDEWALK WIDTH)

AMENDING ORDINANCE NO. 1061 ENTITLED "REGULATING THE WIDTH OF SIDEWALKS" BY DELETING SECTION 1413 AND ADDING THERETO SECTION 1469 CHANGING THE WIDTH OF SIDEWALK ON HAIGHT STREET BETWEEN STANYAN STREET AND MASONIC AVENUE.

Be it ordained by the people of the City and County of San Francisco:

Ordinance No. 1061 entitled "Regulating the Width of Sidewalks", be and is hereby amended in accordance with communication filed in the office of the Clerk of the Board of Supervisors, by deleting Section 1413 and by adding thereto a new Section to be numbered as follows:

Section 1469. The official sidewalk width, established by Ordinance No. 190-80, and as shown on Department of Public Works Plan No. SUR-780, Change 1 is hereby rescinded. Official sidewalk width on Haight Street between Stanyan Street and Masonic Avenue is re-established to be 12-feet.

DESCRIPTION APPROVED:

City Engineer

RECOMMENDED:

Director of Public Works

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By
Deputy City Attorney

APPROVED:

Chief Administrative Officer

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Board of Supervisors, San Francisco

Passed for Second Reading
February 24, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward

Finally Passed
March 3, 1986

Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker

Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
34-86-1

MAR 7 1986
Date Approved

Acting Mayor

FILE NO. 34-86-2 ORDINANCE NO. 64-86

(ESTABLISH SIDEWALK WIDTH)

AMENDING ORDINANCE NO. 1061 ENTITLED "REGULATING THE WIDTH OF SIDEWALKS" BY ADDING THERETO SECTION 1468 ESTABLISHING THE WIDTH OF SIDEWALK ON BERNAL HEIGHTS BOULEVARD BETWEEN ANDOVER AND FOLSOM STREETS.

Be it ordained by the people of the City and County of San Francisco:

Ordinance No. 1061 entitled "Regulating the Width of Sidewalks", be and is hereby amended in accordance with communication filed in the office of the Clerk of the Board of Supervisors, by adding thereto a new Section to be numbered as follows:

Section 1468. The width of sidewalk on the south side of Bernal Heights Boulevard between the easterly line of Andover Street and the westerly line of Moultrie Street; between the easterly line of Moultrie Street and the westerly line of Anderson Street; between the easterly line of Anderson Street and westerly line of Ellsworth Street; and between the easterly line of Ellsworth Street and the westerly line of Carver Street. And on the north side of Bernal Heights Boulevard between the westerly line of Carver Street and Folsom Street, shall be 7 feet.

The Department of City Planning in its report dated December, 1985, stated that the proposed change of the sidewalk width as described above is in conformity with the Master Plan.

The petitioner shall be required to coordinate with the San Francisco Water Department and the Clean Water Program, Department of Public Works for the relocation or adjustment of all of their facilities in the affected sidewalk areas. Costs of all work necessary to relocate or adjust existing facilities shall be borne by the Recreation and Park Department.

DESCRIPTION APPROVED:

City Engineer

RECOMMENDED:

Director of Public Works

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By

Deputy City Attorney

APPROVED:

Chief Administrative Officer

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APR 1 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 24, 1986	March 3, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker
	Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 34-86-2

MAR 7 1986
Date Approved

Acting Mayor

FILE NO. 65-86-1 ORDINANCE NO. 65-86
(LEASE OF PROPERTY)

APPROVING AMENDMENT TO LEASE L-8562 BETWEEN WORLD TRADE CLUB AND THE CITY AND COUNTY OF SAN FRANCISCO, OPERATING BY AND THROUGH THE SAN FRANCISCO PORT COMMISSION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to Section 7.402-1 of the Charter, the Board of Supervisors hereby approves the amendment to Lease L-8562 between World Trade Club and the City and County of San Francisco, operating by and through the San Francisco Port Commission, a copy of which amendment is contained in Board of Supervisors' file number 65-86-1.

Approved as to form:
GEORGE P. AGNOST, City Attorney

By Angela Karikas

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Board of Supervisors, San Francisco

Passed for Second Reading
February 24, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward

Excused [redacted]: Supervisor Renne

Finally Passed
March 3, 1986

Ayes: Supervisors Kopp Maher Molinari Nelder Silver Walker Ward

Excused [redacted]: Supervisor Renne

Absent: Supervisors Britt Hongisto Kennedy

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 65-86-1

MAR 7 1986
Date Approved

Bill Maher
Acting Mayor

FILE NO 97-86-4 ORDINANCE NO. 66-86

(Public Health)

AMENDING ADMINISTRATIVE CODE BY AMENDING SECTION 16.6-10 THEREOF, ADDING CERTAIN ORGANIZATIONS TO THE MEMBERSHIP LIST OF THE DEPARTMENT OF PUBLIC HEALTH.

NOTE: Additions or substitutions are underlined;

deletions are indicated by ((double parenthesis)).

Be it ordained by the people of the City and County of San Francisco;

Section 1. Section 16.6-10 of the San Francisco Administrative Code is hereby amended to read as follows:

Section 16.6-10. DEPARTMENT OF PUBLIC HEALTH

American College of Hospital Administrators

American College of Physicians

American Correctional Health Services

American Hospital Association

American Medical Association

American Psychiatric Association

American Public Health Association

American Trauma Society

Association of Western Hospitals

Bay Area County Alcohol Programs

California Association of County Drug Administrators

California Association of Hospital Admitting Managers

California Association of Homes for the Aging

California Association of Nutrition Directors for the Elderly

California Association of Public Hospitals

California Association of Rehabilitation Facilities

California Conference of Local Health Directors

California County Collectors Association

California Hospital Association

California State Coalition of Rape Crisis Centers

Coalition of Agencies Serving the Elderly

CO 2/11/86

Council of Urban Health Providers

County Alcohol Program Administrators Association of California

National Association of Public Hospitals

National Association for City Drug Coordination

~~National Association for Correctional Health Care~~

National Council of Community Mental Health Centers

National Family Planning and Reproductive Health Association

National Organization for Victims Assistance

North American Association of Alcoholism Programs

San Francisco County Medical Society

San Francisco Hospital Association

U.S. Conference of City Health Officers

Western Gerontological Society

APPROVED AS TO FORM:

GEORGE AGNOST, CITY ATTORNEY

By Daniel E. Collins
Daniel E. Collins
Deputy City Attorney

RECOMMENDED:

HEALTH COMMISSION

Philip Lee, M.D.
Chairperson

David Werdegar, M.D., M.P.H.
Director of Health

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
February 18, 1986	§	February 24, 1986
	§	
	§	
Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker Ward	§	Ayes: Supervisors Kennedy Kopp Maher Molinari Nelder Silver Walker Ward
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Britt Hongisto Renne

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-86-4

MAR 7 1986
Date Approved

Bill Maher
Acting Mayor

FILE NO. 97-86 14 ORDINANCE NO. 67-86

(HEALTH SERVICE)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 16.700 THEREOF EXTENDING THE TIME DURING WHICH CERTAIN EMPLOYEES, NOT MEMBERS OF THE RETIREMENT SYSTEM, SHALL BE MEMBERS OF THE HEALTH SERVICE SYSTEM; AN EMERGENCY MEASURE.

NOTE: Additions or substitutions are indicated by underlining; deletions are indicated by ((double parentnesis)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by amending Section 16.700 to read as follows:

SEC. 16.700. MEMBERSHIP.

(a) Effective December 1, 1980, and continuing through ((June 30, 1985)) June 30, 1987, membership in the Health Service System shall include in addition to members of the Retirement System all employees with six months or more continuous service whose normal work week at the time of inclusion in the system is not less than 20 hours, provided, that ((without respect to the termination date above,)) the Governing Board of the San Francisco Community College District may by resolution designate as members for nine months or each academic year, temporary certificated employees.

(b) "Continous service" is defined as City and County or School District service, uninterrupted except for authorized leaves of absence. CETA funded employees who have or will become employed in City and County or School District funded positions shall be credited with the period of CETA funded continuous service with the City and County or School District for purposes of qualifying for membership in the system.

/ / /

(c) Employees who are not members of the Retirement System who are absent from paid status for more than six continuous months shall be required to re-enroll in the Health Service System pursuant to the provisions of Subsections (a) and (b).

(d) For the purposes of administering and interpreting the provision of this section, the following shall apply:

(1) An employee who is a member of the Health Service System and who reverts to an "as needed" employee status shall become ineligible for membership in the system.

(2) A permanent certified employee who is separated and takes a temporary job with a break in service of less than six months is immediately eligible for membership.

(3) An employee with at least six months continuous service is eligible for membership as soon as his or her normal work week reaches 20 or more hours.

(4) Prior service by an employee who was not a member of the Health Service System shall not count toward the six month eligibility requirement. The six month break in service exception only applies to an employee who was a member of the system prior to an interruption in service.

(5) An employee whose work week is reduced below 20 hours per week after inclusion in the system shall not lose eligibility for continued inclusion in the system.

Section 2. This ordinance is adopted as an emergency ordinance of Section 2.301 of the Charter. Through an oversight, the Board of Supervisors failed to adopt an amendment to the Administrative Code extending the time period during which employees, not members of the Retirement System, were entitled to be in the Health Service System. This Board of Supervisors, in memoranda of understanding with various employee organizations,

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has agreed to extend the authorization for such employees to become members of the Health Service System. This ordinance must be adopted immediately in order to eliminate the cloud of uncertainty cast over these employees' membership in the Health Service System and the benefits attending that membership.

APPROVED AS TO FORM:

GEORGE AGNOST, CITY ATTORNEY

BSW

DEPUTY CITY ATTORNEY

5561E

March 3, 1986

Passed as an emergency measure—Board of Supervisors, San Francisco,

Ayes: Supervisors Britt, ~~Hongisto, Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~None Supervisors~~

Absent: Supervisors Hongisto Kennedy

I hereby certify that the foregoing ordinance was passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

97-86-14
File No.

MAR 7 1986
Approved

Bill Maher
Acting Mayor

AS AMENDED IN COMMITTEE
2/14/86

FILE NO. 139-86-1 ORDINANCE NO. 68-86

(CHANGE OF OFFICIAL GRADE)

ESTABLISHING OFFICIAL GRADES ON GREAT HIGHWAY BETWEEN SLOAT BOULEVARD AND LINCOLN WAY.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Great Highway between Sloat Boulevard and Lincoln Way will be improved and reconstructed in 1986 as part of the work to be done under the Clean Water Program, all in accordance with the Department of Public Works Plan Q-20-352, Change 1, /a copy of which is on file with the City Engineer's office.

Section 2. In order to accommodate the work to be done as part of said Clean Water Program, and to assure that the grades to which the improvements are constructed are in agreement with official grades, it is necessary that official grades be established on Great Highway between Sloat Boulevard and Lincoln Way.

The official grades of the Great Highway between Sloat Boulevard and Lincoln Way shall be as shown on said Department of Public Works Plan Q-20-352, Change 1, /a copy of which is on file with the City Engineer's Office.

DESCRIPTION APPROVED:

City Engineer

RECOMMENDED:

Director of Public Works

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By
Deputy City Attorney

APPROVED:

Chief Administrative Officer

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 24, 1986	March 3, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker
	Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 139-86-1

MAR 7 1986
Date Approved

Acting Mayor

FILE NO. 101-85-71 ORDINANCE NO. 69-86

RO #6178 BA #55

(Government Funding)

APPROPRIATING $220,952 FOR PERMANENT SALARIES-MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS, OTHER CURRENT SERVICES, AUTOMOTIVE, OTHER VEHICLES, FIELD EQUIPMENT, COMMUNICATION EQUIPMENT, OFFICE EQUIPMENT AND SERVICES OF RECREATION AND PARK DEPARTMENT AND RESCINDING $6,799 FROM PERMANENT SALARIES-CRAFT FOR THE RECLASSIFICATION OF TWO (2) POSITIONS, WATER DEPARTMENT FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
32-001	Water Operating Fund		
G.L. 490 (024018)	Unappropriated Revenue	$214,153	
47-00-00	Water Department		
01-0030 (387019)	Permanent Salaries-Craft	6,799	
0010	Permanent Salaries-Miscellaneous		$ 13,182
04-0600	Retirement-City		1,149
0606	Social Security		456
0620	Unemployment Insurance		26
10-1299	Other Current Services		25,000
22-2201	Automotive		7,200
2202	Other Vehicles		21,200
2213	Field Equipment		116,000
2220	Communication Equipment		10,200
2260	Office Equipment		700
30-3710	Services of Other Departments-Recreation and Park		25,839
	Total	$220,952	$220,952

01/24/86

//////////

//////////

Section 2. Funds are hereby appropriated for two (2) positions created by amendment to the Annual Salary Ordinance (Board of Supervisors' File No. 102-85-18) as follows:

Fund	Water Operating Fund		
Department	San Francisco Water Department		
Classification	Rate of Pay	Create	Delete
	001-Regular Miscellaneous		
7470 A Watershed Keeper	842 B 1018		1
A762 N Watershed Resource Mgr.	1650 B 2004	1	
A763 N Forester II	1388 B 1682	1	
	003-Regular Craft		
7514 A General Laborer	862 B 1042		1
	Total	2	2

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

APPROVED:
CIVIL SERVICE COMMISSION

BY: GENERAL MANAGER, PERSONNEL

FUNDS AVAILABLE:

CONTROLLER

JAN 30 1986

RECOMMENDED:

MAYOR

ac(#0575P)

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
March 3, 1986	§	March 10, 1986
	§	
	§	
Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker	§	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
	§	
Absent: Supervisors Hongisto Maher Kennedy Silver Ward	§	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-85-71

MAR 1 2 1986
Date Approved

Diane Feinstein
Mayor

FILE NO. 102-85-18 ORDINANCE NO. 70-86

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 14

AMENDING ORDINANCE NO. 392-85 (ANNUAL SALARY ORDINANCE, 1985-86) REFLECTING THE ADDITION OF TWO POSITIONS AND THE ABOLISHMENT OF TWO POSITIONS IN THE SAN FRANCISCO WATER DEPARTMENT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 392-85 (Annual Salary Ordinance, 1985-86) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	47 Water	
		Division:	00 Water	
		Section:	00 Water	
		Fund:	32001 Water Dept. Operating Fund	
		Object:	001 Regular Misc.	
1 abolished	15	7470 A	Watershed Keeper.....	$ 842B1018
1 added	1	A762 N	Watershed Resource Manager.....	J,SC 1650B2004
1 added	1	A763 N	Forester II.....	J,SC 1388B1682
		Object:	003 Regular Craft	
1 abolished	29	7514 A	General Laborer.....	862B1042

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: Philip S. Ward
DEPUTY CITY ATTORNEY

NO. 14

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
March 3, 1986	§	March 10, 1986
Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker	§	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Hongisto Maher Kennedy Silver Ward	§	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 102-85-18

MAR 1 2 1986
Date Approved

Mayor

FILE NO. 101-85-66 ORDINANCE NO. 71-86

(Government Funding) RO #6166 SA #43

APPROPRIATING $7,000,000 FOR CAPITAL PROJECT BUDGET (GREAT HIGHWAY SEAWALL), CLEAN WATER PROGRAM FOR FISCAL YEAR 1985-86; PLACING $7,000,000 IN RESERVE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Unappropriated Revenue Retained		
Sub. 000098	Reserve for Capital Improvement	$7,000,000	
92-01-00	Clean Water Program		
20-2030 (543819)	Capital Project Budget		
Proj. 653-01	Great Highway Seawall		$7,000,000

Section 2. Funds in the amount of $7,000,000 are hereby placed in reserve, pending release by the Finance Committee, following receipt of a report from the Department of Public Works and the Clean Water Program detailing comparative costs, benefits and availability of outside funding.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
John C Farrell
CONTROLLER JAN 17 1986

RECOMMENDED:
Diane Feinstein
MAYOR

ac(#0569P)

Supervisors Maher, Hongisto & Walker

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Board of Supervisors, San Francisco

Passed for Second Reading
February 24, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward

Finally Passed
March 3, 1986

Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker

Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-66

MAR 14 1986
Date Approved

Diane Feinstein
Mayor

FILE NO. 121-85-12 ORDINANCE NO. 72-86

[Littering Fines]

AMENDING PART II, CHAPTER VIII OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY AMENDING SECTION 37 THEREOF, INCREASING PENALTIES FOR LITTERING.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) is hereby amended by amending Section 37 thereof, to read as follows:

SEC. 37. PENALTY.

(a) Any person who shall violate any of the provisions of Sections 33, 34, 35 or 36 of this Article shall be guilty of an infraction and, upon conviction thereof, shall be punished for the first offense by a fine of not less than ((($10)) $20 nor more than ((($50)) $95; and for a second and each additional offense by a fine of not less than ((($20)) $40 nor more than ((($100)) $190.

(b) Any person who shall violate any of the provisions of Section 35(a) of this Article shall be guilty of an infraction and, upon conviction thereof, shall be punished for the first offense by a fine of not less than ((($25)) $50 nor more than ((($100)) $190; and for a second and each additional offense by a fine of not less than ((($50)) $95 nor more than ((($200)) $375.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: [signature]
Deputy City Attorney

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APR 1 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
February 24, 1986	§	March 3, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	§	Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker
	§	Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 121-85-12

MAR 14 1986
Date Approved

[signature]
Mayor

FILE NO. 124-85-22 ORDINANCE NO. 73-86

(PARKING LOTS)

AMENDING PART II, CHAPTER VIII, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTION 825.1 THERETO REQUIRNG AN OWNER OR PROPRIETOR OF A PRIVATE PARKING LOT PROVIDING PARKING FACILITIES TO THE GENERAL PUBLIC FOR A FEE TO PROVIDE ADEQUATE LIGHTING OR A SECURITY GUARD BETWEEN THE HOURS OF 6:00 P.M. AND 2:30 A.M.

NOTE: The section is entirely new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII, of the San Francisco Municipal Code (Police Code) is hereby amended by adding Section 825.1 thereto to read as follows:

SEC. 825.1 REQUIRING PRIVATE PARKING LOTS TO PROVIDE ADEQUATE LIGHTING OR A SECURITY GUARD. It shall be the duty of every owner or proprietor of a private parking lot in the City and County of San Francisco providing parking facilities to the general public for a fee to provide either lighting to one candle foot power adequate to illuminate the entire lot or a security guard between the hours of dusk and 2:30 a.m.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By Jacklyn A. Bagasian
Deputy City Attorney

4491E

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 24, 1986	March 3, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker
	Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 124-85-22

MAR 14 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 121-86-1 ORDINANCE NO. 74-86

(Taxicab Smoking)

AMENDING PART II, CHAPTER VIII, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTIONS 53, 53.1 AND 1138.1 THERETO REQUIRING TAXICAB OPERATORS TO PROVIDE "NO SMOKING" SIGNS FOR EACH VEHICLE AND AUTHORIZING THE DRIVER TO REFUSE TO CONVEY PASSENGERS WHO REFUSE TO OBEY THE SIGN

NOTE: All sections are new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII, of the San Francisco Municipal Code (Police Code) is hereby amended by adding Sections 53 and 53.1 thereto to read as follows:

SEC. 53. SMOKING PROHIBITED IN TAXICABS WHERE SIGN POSTED.

(a) Purpose. Because the smoking of tobacco or any other substance is a danger to health and is a cause of considerable annoyance and discomfort to those who must work in confined spaces, the Board of Supervisors hereby declares that the purpose of this Section is to protect the health and welfare of taxicab drivers who desire to work in a smoke-free environment.

(b) "No Smoking" Signs Required To Be Provided. Every person, firm or corporation operating a taxicab or taxicabs, as defined in Section 1116 of this Code, pursuant to a permit issued by the Chief of Police shall provide a "no smoking" sign and/or the international no-smoking symbol for each vehicle during all hours of operation and shall authorize the driver of the vehicle

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in the vehicle.

(c) Smoking Prohibited Where "No Smoking" Sign Posted. It shall be unlawful for any person to smoke or carry a lighted cigar, cigarette or pipe in a taxicab wherein a "no smoking" sign and/or the international no-smoking symbol is posted in a place readily to be seen and read by the passengers.

(d) No Private Right of Action. In undertaking the enforcement of this ordinance, the City and County of San Francisco is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

(e) No Intent to Affect Rights and Obligations Under State Law. This section is not intended to affect any rights or obligations of taxicab operators or patrons conferred or imposed by state law.

SEC. 53.1. PENALTY.

Any person who shall violate the provisions of Section 53 of this Article shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not exceeding twenty-five dollars ($25) or by imprisonment in the county jail for not more than 10 days, or by both such fine and imprisonment.

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Section 2. Part II, Chapter VIII, of the San Francisco Municipal Code (Police Code) is hereby amended by adding Section 1138.1 thereto to read as follows:

SEC. 1138.1 REFUSAL TO CONVEY - REFUSAL TO OBEY POSTED "NO SMOKING" SIGN.

Notwithstanding the provisions of Section 1138, a taxicab driver who has posted a "no smoking" sign or symbol in the vehicle in accordance with Section 53 of this Code may refuse to convey any person who refuses to obey the "no smoking" sign, provided that the taxicab driver brings the "no smoking" sign or symbol to the attention of said person before he or she enters the taxicab.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By _____
Deputy City Attorney

0335E

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 24, 1986	March 3, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker
	Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
121-86-1

MAR 14 1986
Date Approved

_____
Mayor

FILE NO. 223-86-2 ORDINANCE NO. 75-86

(Nuisance Abatement and Removal)

AMENDING PART II, CHAPTER X OF THE SAN FRANCISCO MUNICIPAL CODE (PUBLIC WORKS CODE) BY ADDING SECTIONS 174 - 174.13 THERETO, TO PROVIDE FOR THE ABATEMENT AND REMOVAL OF NUISANCES ON PUBLIC SIDEWALKS, PUBLIC STAIRWAYS AND OTHER RIGHTS OF WAY FOR PUBLIC PEDESTRIAN TRAVEL; AMENDING CHAPTER 10 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 10.117-53 THERETO, TO CREATE THE DEPARTMENT OF PUBLIC WORKS NUISANCE ABATEMENT AND REMOVAL FUND.

NOTE: Sections 174 - 174.13 of the Public Works Code are entirely new; section 10.117-53 of the Administrative Code is entirely new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter X of the San Francisco Municipal Code (Public Works Code) is hereby amended by adding sections 174 - 174.13 thereto, to read as follows:

SEC. 174. NUISANCE. No person, firm or corporation, including but not limited to any department, board or commission of the City and County, shall have or permit upon any public sidewalk, public stairway or other right of way for public pedestrian travel that abuts his, her or its property, any nuisance detrimental to health or any accumulation of filth, garbage, decaying animal or vegetable matter, waste paper, hay, grass, straw, weeds, vegetation overgrowth, litter, trash, unsanitary debris, waste material, animal or human excrement, or any other matter that constitutes a threat to public health and safety.

SEC. 174.1. ABATEMENT BY OWNERS OR DIRECTOR.

(a) It shall be the duty of the Director of Public Works to cause any person, firm or corporation, including but not limited to any department, board or commission of the City and County, that

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permits the accumulation of materials mentioned in section 174 to be notified in writing to abolish, abate and remove such nuisances.

(b) Notice may be given by personal service or by mailing such notice, either by letter or postal card, to the owner of the abutting property as the same appears on the last assessment rolls of the City and County of San Francisco. Immediately after mailing any such notice, the Director of Public Works shall cause a copy of the notice, printed on a card of not less than eight (8) inches by ten (10) inches, to be posted in a conspicuous place on said property.

(c) The notice shall direct the owner of the abutting property to abolish, abate and remove the nuisance within seven (7) days of the mailing of the notice. It shall further advise the owner that if he or she fails to do so, the Director of Public Works will cause the removal and abatement and the owner will incur fines and other penalties as provided in this article. The notice shall state the name, address and telephone number of the Department of Public Works employee who may be contacted regarding the property in question. The owner shall become indebted to the City and County for the costs and charges incurred by the City and County by reason of the abatement and removal of such nuisances.

(d) If the nuisance is not removed and abated within said seven (7) days, the Director of Public Works shall cause its removal and abatement.

SEC. 174.2. PENALTIES FOR VIOLATION. Any owner of property who fails to comply with the Director of Public Works' notice to abate the nuisance as specified in section 174.1 of this Code shall be subject to a civil penalty of Two Hundred Dollars ($200). Further, a violation of any of the provisions of this article shall constitute an infraction. Upon conviction thereof, said owner shall

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be punished for the first offense by a fine of not less than Thirty Dollars ($30) or more than One Hundred Dollars ($100) and for a second and each additional offense by a fine of not less than One Hundred Dollars ($100) or more than Five Hundred Dollars ($500). The provisions of this section shall not apply to any department, board or commission of the City and County.

SEC. 174.3. LIEN ON PROPERTY. The costs and charges incurred by the City and County of San Francisco by reason of the abatement and removal of such nuisance, in addition to any civil penalties assessed under section 174.2, shall be an obligation to the City and County owed by the owner of the property, and the City and County shall have a lien on the property in all aspects as though notice had been given.

SEC. 174.4. NOTICE OF COST AND CLAIM OF LIEN. Upon completion of the abatement and removal of the nuisance, the Director of Public Works shall ascertain the cost thereof. The lien shall also include additional charges for administrative expenses of Ninety-One Dollars ($91) and a rate of one percent (1%) per full month compounded monthly from the date of recordation of the lien on all fees and charges due. In addition, the owner shall be obligated to the City and County for any civil penalties assessed under section 174.2. The Director of Public Works shall cause a notice to be mailed in the manner provided for mailing notice to abate, which shall demand payment to the Director of Public Works and shall give notice of claim of such lien and of the recording of the lien, in the event such amount is not paid, as set forth in section 174.5. The notice shall further demand that the owner take all necessary steps to comply with the order to prevent further violations of this article. In the event that the owner fails to comply with the order within thirty (30) days of the mailing date of the notice of cost

and claim of lien, the Director of Public Works shall cause the premises to be cleaned. The Director of Public Works shall ascertain the cost of cleaning the property and the owner shall thereupon be obligated to the City and County in the amount of such cost of cleaning the property.

SEC. 174.5. RECORDING OF LIEN. If the cost of removal and abatement is not paid to the Director of Public Works within thirty (30) days after mailing of the notice, the Director of Public Works shall file in the Office of the Recorder of the City and County a verified claim containing a particular description of the property subject to such lien, the place and general nature of the abatement and removal for which the lien is claimed, the date of posting of said property or delivery of notice to abate and remove the nuisance, the name of the owner of the property and the amount of the lien claimed, which shall include the cost of verification and filing.

SEC. 174.6. COLLECTION BY BUREAU OF DELINQUENT REVENUE. The Director of Public Works shall also transmit to the Bureau of Delinquent Revenue, on the expiration of such thirty (30) day period, a statement of each such unpaid cost of removal and abatement, together with the cost of verification and filing of the claim. The Bureau shall endeavor diligently to collect the same on behalf of the City and County by foreclosure of the lien or otherwise. Any and all amounts paid or collected shall replenish the "Department of Public Works Nuisance Abatement and Removal Fund," as provided in San Francisco Administrative Code section 10.117-53.

SEC. 174.7. RELEASE OF LIEN. On payment of any such claim of lien, the Director of Public Works shall provide a release.

SEC. 174.8. COLLECTION OF COSTS AS A SPECIAL ASSESSMENT. The Director of Public Works may initiate proceedings to make unpaid expenses for removal and abatement of nuisances a special assessment

against the parcels of property from which said nuisance was removed or abated by the Director of Public Works.

SEC. 174.9. REPORT OF DELINQUENCIES TRANSMITTED TO BOARD OF SUPERVISORS. A report of delinquent charges shall be transmitted to the Board of Supervisors by the Director of Public Works as necessary, but in no event less often than once each year, commencing with the first anniversary of the date of enactment of this ordinance. Upon receipt by the Board of Supervisors of the report, it shall fix a time, date and place for hearing the report and any protests or objections thereto.

SEC. 174.10. NOTICE OF HEARING. The Board of Supervisors shall cause notice of the hearing, to be mailed to the owner of the real property to which the service was rendered not less than ten (10) days prior to the date of hearing.

SEC. 174.11. HEARING. At the time fixed for consideration of the report, the Board of Supervisors shall hear it with any objections of the owners liable to be assessed for the cost of removal and abatement by the Director of Public Works. The Board of Supervisors may make such revisions, corrections or modifications of the report as it may deem just and, in the event that the Board of Supervisors is satisfied with the correctness of the report (as submitted or as revised, corrected or modified), it shall be confirmed or rejected by resolution. The decision of the Board of Supervisors on the report and on all protests or objections thereto shall be final and conclusive.

SEC. 174.12. COLLECTION OF ASSESSMENT. Upon confirmation of the report by the Board of Supervisors, the delinquent charges contained therein shall constitute a special assessment against the property to which the services were rendered. The assessment may be collected at the same time and in the same manner as ordinary

municipal taxes are collected and shall be subject to the same penalties and same procedure of sale as provided for delinquent, ordinary municipal taxes.

The assessments shall be subordinate to all existing special assessment liens previously imposed upon the property and paramount to all other liens except those for state, county and municipal taxes with which it shall be on parity. Such assessment lien shall continue until the assessment and all interest and penalties due and payable are paid. All laws applicable to the levy, collection and enforcement of municipal taxes shall be applicable to said special assessments.

SEC. 174.13. SEVERABILITY. If any part or provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end the provisions of this ordinance are severable.

Section 2. Chapter 10 of the San Francisco Administrative Code is hereby amended by adding section 10.117-53 thereto, to read as follows:

SEC. 10.117-53 DEPARTMENT OF PUBLIC WORKS NUISANCE ABATEMENT AND REMOVAL FUND.

(a) Establishment of Fund. There is hereby established a special fund for the purpose of abating and removing nuisances in accordance with San Francisco Public Works Code sections 174 - 174.13. The special fund shall be known and designated as the Department of Public Works Nuisance Abatement and Removal Fund. Any monies appropriated by the Board of Supervisors or collected by the Director of Public Works for this purpose and sums received in consideration of the release of liens and payment of special assessments shall be deposited in the special fund.

hereby appropriated exclusively to pay for the abatement and removal of nuisances as provided by Public Works Code sections 174 174.13 and to pay for costs which may be incurred by the Department of Public Works in administering its duties pursuant to such code sections.

(c) Accumulation of Monies in Fund. The balance remaining in this fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of section 6.306 of the Charter, and shall be carried forward and accumulated in said fund for the purposes recited herein.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By: _____
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
February 24, 1986	March 3, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward	Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker
	Absent: Supervisors Hongisto Maher Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
123-86-2

MAR 1 4 1986
Date Approved

_____
Mayor

FILE NO. 127-86-3

ORDINANCE NO. 76-86

[Stadium Operator Admission Tax]

AMENDING PART III, SAN FRANCISCO MUNICIPAL CODE, BY AMENDING ARTICLE II, SECTION 807 THEREOF, PROVIDING FOR AN EXEMPTION OF NINE DOLLARS AND NINETY-NINE CENTS ($9.99) OR LESS TO THE STADIUM OPERATOR ADMISSION TAX, FOR SALES FROM JANUARY 1, 1986 THROUGH DECEMBER 31, 1986.

Note: Additions or substitutions are <u>underlined</u>; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. <u>Findings</u>.

The Board of Supervisors finds:

That the purpose of the Stadium Admission Tax is to help defray costs incurred by expansion of Candlestick Park in 1970 to accommodate the San Francisco Forty Niners.

That the cost of that expansion should neither be borne by the San Francisco Giants, nor their patrons.

That so long as the debt service on Candlestick Park bonds can be retired with non-ad valorem revenues, the San Francisco Giants and certain other users of the facility should be exempt from payment of the Admission Tax.

Section 2. Part III, San Francisco Municipal Code, is hereby amended by amending Article II, Section 807 thereof, to read as follows:

<u>SEC. 807. Exemptions</u>. No tax shall be imposed (1) on the receipts from admission tickets sold at Nine Dollars and Ninety-nine Cents $9.99 or less; (2) when a stadium is used by athletic teams

sponsored by the San Francisco Unified School District or by the San Francisco Community College District; (3) when a stadium is used by nonprofit elementary or secondary schools, attendance at which satisfies the requirements of the compulsory education laws of the State of California; (4) when a stadium is used by an operator or sponsor of charity athletic contests or other special benefit entertainment events no part of the net earnings of which inures to the benefit of any private shareholder or individual and the assets of said operating or sponsoring organization are irrevocably dedicated to tax exempt purposes; and (5) any recreation field operated by the Recreation and Park Commission where athletic contests, exhibitions or special events may be presented and which may contain a seating arrangement adjacent to one portion of said field continuing not more than 4,000 permanent seats.

The exemption set forth in subsection (1) hereinabove shall be applicable to admission tickets sold on ((the effective date of this ordinance and)) January 1, 1986 through ~~December 21~~ December 31, ((1985)) 1986; thereafter, no tax shall be imposed on the receipts from admission tickets sold at two dollars and one cent ($2.01) or less.

B.K.
2/19/86

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

4974E

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
February 24, 1986	§	March 3, 1986
	§	
	§	
Ayes: Supervisors Britt Hongisto	§	Ayes: Supervisors Britt Kopp
Kennedy Kopp Maher Molinari Renne	§	Molinari Nelder Renne Walker
Nelder Silver Walker Ward	§	
	§	
	§	Absent: Supervisors Hongisto Maher
	§	Kennedy Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
127-86-3

Mar 14 1986
Date Approved

Dianne Feinstein
Mayor

[Parking & Loading]

AMENDING PART II CHAPTER XI OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY ADDING SECTIONS 3.6.1, 201.1, 201.2, 201.3, 201.4, 203.1, 203.2, 203.3 AND 203.4 THERETO AND BY AMENDING SECTIONS 32, 33.3, 203, AND 210 THEREOF, ESTABLISHING A DOWNTOWN CORE AREA, INCREASING OVERTIME PARKING FINES IN THE CORE AREA, MAKING ALL YELLOW ZONES IN THE DOWNTOWN CORE AREA SPECIAL TRUCK LOADING ZONES, ENLARGING PARKING METER AREA NUMBER ONE AND MAKING CHANGES TO CONFORM WITH STATE LAW.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XI, (Traffic Code), San Francisco Municipal Code is hereby amended by adding Sections 3.6.1, 201.1, 201.2, 201.3, 201.4, 203.1, 203.2, 203.3 and 203.4 thereto, to read as follows:

NOTE: ALL SECTIONS ARE NEW

SECTION 3.6.1. Downtown Core.

That area of San Francisco encompassed by and including Washington Street on the north, Kearny Street and 3rd Street on the west, Howard Street on the south and the Embarcadero on the east.

SECTION 201.1. Parking Meter Area Number One.

Parking Meter Area Number One shall include that portion of the City and County of San Francisco commencing at a point where the southerly line of Howard Street intersects the easterly line of The Embarcadero, thence westerly along the southerly line of

Howard Street to the westerly line of Third Street, thence northerly along the westerly line of Third Street to the northerly line of Mission Street, thence westerly along the northerly line of Mission Street to the westerly line of Seventh Street, thence northerly along the westerly line of Seventh Street to the northerly line of Market Street, thence easterly along the northerly line of Market Street to the westerly line of Taylor Street, thence northerly along the westerly line of Taylor Street to the northerly line of Bush Street, thence easterly along the northerly line of Bush Street to the easterly line of Grant Avenue, thence northerly along the easterly line of Grant Avenue to the northerly line of California Street, thence easterly along the northerly line of California Street to the westerly line of Kearny Street, thence northerly along the westerly line of Kearny Street to the southerly line of Jackson Street, thence easterly along the southerly line of Jackson Street to the easterly line of Battery Street, thence southerly along the easterly line of Battery Street to the northerly line of Washington Street, thence easterly along the northerly line of Washington Street to the easterly line of The Embarcadero, thence southerly along the easterly line of The Embarcadero to the point of commencement.

SECTION 201.2. Parking Meter Area Number Two.

Parking Meter Area Number Two shall consist of that portion of the City and County of San Francisco commencing at a point where the northerly line of Folsom Street intersects the westerly

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BOARD OF SUPERVISORS

line of The Embarcadero, whence westerly along the northerly line of Folsom Street to the westerly line of Tenth street, thence northerly along the westerly line of Tenth Street to the southerly line of Mission Street, thence westerly along the southerly line of Mission Street to the westerly line of Twelfth Street, thence northerly along the westerly line of Twelfth Street to the northerly line of Market Street, thence westerly along the northerly line of Market Street to the westerly line of Franklin Street, thence northerly along the westerly line of Franklin Street to the northerly line of Eddy Street, thence easterly along the northerly line of Eddy Street to the westerly line of Jones Street, thence northerly along the westerly line of Jones Street to the northerly line of Bush Street, thence easterly along the northerly line of Bush Street to the westerly line of Stockton Street, thence northerly along the westerly line of Stockton Street to the southerly line of Broadway, thence easterly along the southerly line of Broadway to the westerly line of The Embarcadero, thence southerly along the westerly line of The Embarcadero to the point of commencement, except that the portion of the City and County of San Francisco within Parking Meter Area Number One as described in Section 201.1 is excluded from Parking Meter Area Number Two.

SECTION 201.3. Parking Meter Area Number Three.

Parking Meter Area Number Three includes that portion of the City and County of San Francisco not included within the boundaries of Parking Meter Areas Number One, Two and Four as described in Sections 201.1, 201.2 and 201.4 respectively.

SECTION 201.4. Parking Meter Area Number Four.

Parking Meter Area Number Four includes that portion of the City and County of San Francisco under the jurisdiction of the Department of Public Works within the area bounded by San Francisco Bay on the north and east, the southerly line of Bay Street on the south and the westerly line of Van Ness Avenue on the west.

Section 203.1. Parking Meter Rates - Parking Meter A ea Number One.

The rates for parking meters in Parking Meter Area Number One shall be as follows:

(a) Thirty minute meters shall take a

1. Five (5)-cent piece (nickel), which shall allow a parking time period of three (3) minutes following the deposit of such coin, and such deposit of five (5)-cent pieces may be repeated for a like period of time until thirty (30) minutes have been expended; or a

2. Ten (10)-cent piece (dime), which shall allow a parking time period of six (6) minutes following the deposit of such coin, and such deposit of ten (10)-cent pieces may be repeated for a like period of time until thirty (30) minutes have been expended; or a

3. Twenty-five (25)-cent piece (quarter), which shall allow a parking time period of fifteen (15) minutes following the deposit of such coin, and such deposit of

twenty-five (25)-cent pieces may be repeated for a like period of time until thirty (30) minutes have been expended;

(b) Thirty (30) minutes shall be the maximum time permitted for parking at any thirty minute meter on the posted days and during the posted hours of its operation.

Section 203.2. Parking Meter Rates - Parking Meter Area Number Two.

The rates for parking meters in Parking Meter Area Number Two shall be as follows:

(a) Thirty-minute meters shall take a

1. Five (5)-cent piece (nickel), which shall allow a parking time period of six (6) minutes following the deposit of such coin, and such deposit of five (5)-cent pieces may be repeated for a like period of time until thirty (30) minutes have been expended; or a

2. Ten (10)-cent piece (dime), which shall allow a parking time period of twelve (12) minutes following the deposit of such coin, and such deposit of ten (10)-cent pieces may be repeated for a like period of time until thirty (30) minutes have been expended; or a

3. Twenty-five (25)-cent piece (quarter), which shall allow a parking time period of thirty (30) minutes following the deposit of such coin;

(b) Provided, that thirty (30) minutes shall be the maximum time permitted for parking at any thirty minute meter on the posted days and during the posted hours of its operation.

(c) One-hour meters shall take a

1. Five (5)-cent piece (nickel), which shall allow a parking time period of six (6) minutes following the deposit of such coin, and such deposit of five (5)-cent pieces may be repeated for a like period of time until sixty (60) minutes have been expended; or a

2. Ten (10)-cent piece (dime), which shall allow a parking time period of twelve (12) minutes following the deposit of such coin, and such deposit of ten (10)-cent pieces may be repeated for a like period of time until sixty (60) minutes have been expended; or a

3. Twenty-five (25)-cent piece (quarter), which shall allow a parking time period of thirty (30) minutes following the deposit of such coin, and such deposit oftwenty-five (25)-cent pieces may be repeated for a like period of time until sixty (60) minutes have been expended;

(d) One hour shall be the maximum time permitted for parking at any one-hour meter on the posted days and during the posted hours of its operation.

Section 203.3. Parking Meter Rates - Parking Meter Area Number Three.

The rates for parking meters in Parking Meter Area Number Three shall be as follows:

(a) Thirty minute meters shall take a

1. Five (5)-cent piece (nickel), which shall allow a

parking time period of fifteen (15) minutes following the deposit of such coin, and such deposit of five (5)-cent pieces may be repeated for a like period of time until thirty (30) minutes have been expended; or a

2. Ten (10)-cent piece (dime), which shall allow a parking time period of thirty (30) minutes following the deposit of such coin;

(b) Thirty (30) minutes shall be the maximum time permitted for parking at any thirty minute meter on the posted days and during the posted hours of its operation.

(c) One-hour meters shall take a

1. Five (5)-cent piece (nickel), which shall allow a parking time period of fifteen (15) minutes following the deposit of such coin, and such deposit of five (5)-cent pieces may be repeated for a like period of time until sixty (60) minutes have been expended; or a

2. Ten (10)-cent piece (dime), which shall allow a parking time period of thirty (30) minutes following the deposit of such coin, and such deposit of ten (10)-cent pieces may be repeated for a like period of time until sixty (60) minutes have been expended;

(d) Sixty (60) minutes shall be the maximum time permitted for parking at any one hour meter on the posted days and during the posted hours of its operation.

(e) Two-hour meters shall take a

1. Five (5)-cent piece (nickel), which shall allow a parking time period of fifteen (15) minutes following

the deposit of such coin, and such deposit of five (5)-cent pieces may be repeated for a like period of time until one hundred and twenty (120) minutes have been expended; or a

2. Ten (10)-cent piece (dime), which shall allow a parking time period of thirty (30) minutes following the deposit of such coin, and such deposit of ten (10)-cent pieces may be repeated for a like period of time until one hundred and twenty (120) minutes have been expended; or a

3. Twenty-five (25)-cent piece (quarter), which shall allow a parking time period of seventy-five (75) minutes following deposit of such coin;

(f) One hundred and twenty (120) minutes shall be the maximum time permitted for parking at any two hour meter on the posted days and during the posted hours of its operation.

Section 203.4. Parking Meter Rates - Parking Meter Area Number Four.

The rates for parking meters in Parking Meter Area Number Four shall be as follows:

(a) One-hour meters shall take a

1. Five (5)-cent piece (nickel), which shall allow a parking time period of fifteen (15) minutes following the deposit of such coin, and such deposit may be repeated for a like period of time until sixty (60) minutes have been expended; or a

2. Ten (10)-cent piece (dime), which shall allow a

parking time period of thirty (30) minutes following the deposit of such coin, and such deposit of ten (10)-cent pieces may be repeated for a like period of time until sixty (60) minutes have been expended;

(b) Sixty (60) minutes shall be the maximum time permitted for parking at any one hour meter on the posted days and during the posted hours of its operation.

(c) Two-hour meters shall take a

1. Five (5)-cent piece (nickel), which shall allow a parking time period of fifteen (15) minutes following the deposit of such coin, and such deposit of five (5)-cent pieces may be repeated for a like period of time until one hundred and twenty (120) minutes have been expended; or a

2. Ten (10)-cent piece (dime), which shall allow a parking time period of thirty (30) minutes following the deposit of such coin, and such deposit of ten (10)-cent pieces may be repeated for a like period of time until one hundred and twenty (120) minutes have been expended; or a

3. Twenty-five (25)-cent piece (quarter), which shall allow a parking time period of seventy-five (75) minutes following deposit of such coin.

(d) One hundred and twenty (120) minutes shall be the maximum time permitted for parking at any two hour meter on the posted days and during the posted hours of its operation.

Section 2. Part II, Chapter XI (Traffic Code), San Francisco Municipal Code is hereby amended by amending Sections 32, 33.3, 203 and 210 thereof to read as follows:

NOTE: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

SECTION 32. Parking Control. After a survey of parking conditions and a public hearing, the Board of Supervisors shall designate by resolution those streets upon which parking is prohibited or restricted and the time period applicable thereto, and those streets upon which stopping is prohibited. Such designation shall be made as will promote uniformly efficient and safe use of such streets for public street purposes.

The Department of Public Works shall erect, or cause to be erected, appropriate signs giving notice thereof.

Any person violating any of the class of resolutions now or hereinafter in effect, which are referred to in the following subdivisions of this section, shall be guilty of an infraction and upon conviction shall be subject to the penalties provided in that particular subdivision designating the class or type of violation:

(a) Resolution prohibiting stopping on any street or alley (1) Within the Downtown Core Area: fine of not less than forty dollars ($40.00) nor more than one hundred dollars ($100.00); (2) In all other areas: fine of not less than twenty dollars ($20.00) nor more than one hundred dollars ($100.00).

(b) Resolution prohibiting parking on any street or alley:

Fine of not less than twenty dollars ($20.00) nor more than one hundred dollars ($100.00).

(c) Resolution prohibiting parking on any street or alley for a longer period of time than permitted in said resolution or Department Order (1) Within the Downtown Core Area: fine of not less than fifteen dollars ($15.00) nor more than one hundred dollars ($100.00); (2) In all other areas: fine of not less than ten dollars ($10.00) nor more than one hundred dollars ($100.00), provided, however, that each and every hour that a vehicle remains parked on any street or alley in violation of this subsection after issuance of the first citation therefor shall constitute a separate and distinct offense and shall be punishable accordingly. The provisions of the subsection (c) shall not apply to violations of resolutions prohibiting parking for a longer time than permitted in said resolution in parking meter zones established pursuant to the provisions of Sec. 203 of this Code. Violations of such resolutions shall be punished under the provision of Sec. 210 of this Code.

(d) Notwithstanding any other provisions of this Code, any disabled person entitled to and using a vehicle equipped with special attachments and devices to enable such person to operate said vehicle shall be permitted to park such vehicle on any street or alley for a period of time longer than prescribed by resolution enacted pursuant to subsection (c) hereof, during all hours when it is otherwise lawful for a vehicle to park continuously in the same street or alley, and subject to the following requirements: Such disabled person shall possess an

identification card, to be exhibited when requested by any peace officer, and issued by the Chief of Police, certifying that he or she meets the requirements of this subsection and identifying the vehicle. Such vehicle shall bear a small and conspicuous sticker indicating the right to park as in this section provided, the sticker to be approved by the Chief of Police and to be at all times displayed on the front windshield in the lower corner farthest removed from the driver's position.

The permission granted hereunder to park on any street or alley specified in any resolution adopted pursuant to subsection (c) hereof, for a greater length of time than the period of time prescribed therein, shall not include any permission in relation to stopping or parking on any streets or alleys where either is prohibited by resolutions adopted pursuant to subsections (a) or (b) hereof or by the provisions of Sections 38.A, 38.B, 38.C and 38.D of this Code.

SECTION 33.3. Special Truck Loading Zones.

When the ((Police Commission)) Director of Public Works shall determine that the establishment of special truck loading zones on streets in the City and County of San Francisco is reasonably necessary or desirable for the regulation of traffic, ((it)) the Director is hereby authorized to designate such zones wherein stopping, standing or parking between the hours of 7:00 a.m and 6:00 p.m., or any time portion thereof as determined by the ((Police Commission)) Director of Public Works, on any day except ((Saturday and)) Sunday shall be limited to trucks for the

purpose of loading or unloading freight for a period not in excess of 30 minutes. The zones ((shall not exceed 100 feet in length and)) shall be posted with signs giving notice of the stopping, standing, and parking restrictions effective in the zone and shall have parking meters permitting a maximum parking time of thirty (30) minutes. Denomination of the coin or coins that shall be deposited in these parking meters, the parking time allowed following deposit of such coins, and the hours during which such deposits are required shall be the same as those set for all other parking meters in the same parking meter area or areas.

The provisions of this section shall apply to all yellow zones within the Downtown Core Area between the hours of 7:00 a.m. and 6:00 p.m. on any day except Sunday.

No person shall stop, stand or park any vehicle, whether attended or unattended, in a special truck loading zone established pursuant to the provisions of this section between the hours designated by the ((Police Commission)) Director of Public Works on any day except ((Saturday and)) Sunday, provided that trucks may stop, stand or park for the purpose of loading or unloading freight for a period not in excess of 30 minutes.

The term "truck" as used in this section shall mean a motor vehicle designed, used, or maintained primarily for the transportation of property, but not including a station wagon, as defined in Section 585 of the Vehicle Code of the State of California.

Nothing herein contained shall be construed to prevent a

station wagon licensed as a commercial vehicle from stopping, standing or parking, whether attended or unattended, in any truck loading zone heretofore or hereafter designated as such pursuant to Section 38.B of this Code.

SECTION 203. Board of Supervisors to Determine Denomination of Coins, and Length of Parking Time Allowed.

The denomination of the coin or coins that shall be deposited in the parking meters, the parking time allowed following deposit of such coins, and the hours during which such deposits are required, shall be fixed from time to time by ((resolution)) ordinance of the Board of Supervisors for the area or areas in which parking meters are now or may hereafter be installed and shall be such as will best promote efficiency and safety in the use of the public street; provided that no deposit shall be required for any period of time on Sundays in any area in which parking meters are now or may hereafter be installed, except in that portion of the City and County of San Francisco bounded as follows: Commencing at a point where the westerly line of Hyde Street intersects San Francisco Bay, thence southerly along the westerly line of Hyde Street to the southerly line of Jefferson Street, thence easterly along the southerly line of Jefferson Street to the westerly line of The Embarcadero, thence southerly along the westerly line of The Embarcadero to the southerly line of Bay Street, thence westerly along the southerly line of Bay Street to the westerly line of Van Ness Avenue, thence northerly along the westerly line of Van Ness Avenue to the San Francisco Bay, thence easterly along the edge of San

Francisco Bay to the point of commencement, and in area governed by the provisions of Section 220 of the San Francisco Traffic Code.

The provisions of this ((ordinance)) section shall be enforceable on holidays and whenever the term "holiday" or "holidays" appears in any resolution heretofore or hereafter adopted pursuant to the provisions of this Article, it shall refer specifically and only to Sundays.

SECTION 210. Penalties for Violations.

(a) Except as provided in subsection (b) below, any person violating any of the provisions of this Article shall be guilty of an infraction and upon conviction thereof shall be punished by a fine of not less than ten dollars ($10.00) nor more than thirty dollars ($30.00) for each offense. Each such person shall be guilty of a separate and distinct offense for each and every hour that a vehicle remains parked in a parking meter zone in violation of Section 202 of this article after the issuance of the first citation therefor and shall be punishable accordingly.

(b) Any person violating Section 202 in the downtown core area shall be guilty of an infraction and upon conviction thereof shall be punished by a fine of not less that fifteen dollars ($15.00) nor more than forty dollars ($40.00) for each offense. Each such person shall be guilty of a separate and distinct

offense for each and every hour that a vehicle remains parked in a parking meter zone in the downtown core area in violation of Section 202 of this Article after the issuance of the first citation therefor and shall be punishable accordingly.

Approved as to Form:

GEORGE AGNOST, CITY ATTORNEY

By _____
Deputy City Attorney

4495E/5-19

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
February 24, 1986	§	March 3, 1986
Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward	§	Ayes: Supervisors Kopp Maher Molinari Nelder Renne Silver Walker Ward
Noes: Supervisor Britt	§	
Absent: Supervisor Kopp	§	Absent: Supervisors Britt Hongisto Kennedy

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
158-86

MAR 1 4 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 161-86 ORDINANCE NO. 78-86

ESTABLISHING IN THE BUREAU OF BUILDING INSPECTION A PROGRAM FOR VOLUNTARY INFORMATIONAL INSPECTIONS OF ONE AND TWO FAMILY STRUCTURES WHOSE OWNERS HAVE APPLIED FOR CODE ENFORCEMENT REHABILITATION FUND (CERF) LOANS.

BE IT ORDAINED by the people of the City and County of San Francisco

Section 1. A voluntary informational inspection program, in connection with the CERF program or low and moderate income owner occupants of one and two family structures in the City, is hereby authorized to be performed by the Bureau of Building Inspection pursuant to Resolution No. 888-78, approved November 3, 1978, which authorized the development of specific voluntary informational inspections subject to the approval of the Board of Supervisors.

Section 2. The CERF program was established by Ordinance No. 41-80 approved February 1, 1980 and amended by Ordinance No. 19-85 approved January 17, 1985. The ordinance described those who may qualify for participation in the CERF program. CERF loan funds are used for the correction of housing code deficiencies in owner occuped homes of low and moderate income persons.

Inspections shall be made only upon the request of owners who apply for loans available in this program in order to provide information concerning code deficiencies to be corrected. Because these inspections will be made for the purpose of examining the dwelling for eligibility and approval of loans under this program, the reports of inspections shall not be available to the public. No record of the inspection shall be made or shall any enforcement action result therefrom. Only if a complaint is made through an independent source or violations are cited by a City Building Inspector in the normal course of inspection and observation and a subsequent inspection is conducted for

Section 3. For the property owner who qualifies for and receives a CERF loan, correction of imminent and substantial life hazards shall be given first priority on the CERF loan funds available.

Section 4. Should the property owner decide to correct any or all deficiencies noted in the inspection report without a Code Enforcement Rehabilitation Fund loan, the normal procedures set forth in the Housing, Building, Electrical, Plumbing and Planning Codes apply.

APPROVED AS TO FORM

GEORGE AGNOST, CITY ATTORNEY

by [signature]

Deputy City Attorney

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Passed for Second Reading
Board of Supervisors, San Francisco
March 3, 1986

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors Kennedy Maher

[signature] Clerk

161-86 MAR 14 1986
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
March 10, 1986

Ayes: Supervisors ~~Britt, Hongisto, Kennedy, Kopp,~~ Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature] Clerk

[signature] Mayor

FILE NO 45 Sc-10

ORDINANCE NO. 79-86

RO #6176

(Settlement of Litigation)

AUTHORIZING SETTLEMENT OF LITIGATION OF ENVIREX, INC. AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $13,100.00 PLUS INTEREST.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle action entitled Envirex, Inc., a Nevada corporation v. City and County of San Francisco, et al., San Francisco Superior Court Action No. 847-524, by the payment of $13,100.00 plus interest.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: Julie Van Nostern
JULIE VAN NOSTERN
Deputy City Attorney

By: Robert A. Kenealey
ROBERT A. KENEALEY
Assistant Chief
Deputy City Attorney

RECOMMENDED:

By: Donald J. Birrer
DONALD J. BIRRER
Director, Public Works &
Clean Water Program

APPROVED:

By: Roger Boas
ROGER BOAS
Chief Administrative Officer

FUNDS AVAILABLE:

John C. Farrell
Controller
01 001 97 09 00
309138 1450 $13,100.00
JAN 30 1986

2123w

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
March 3, 1986	§	March 10, 1986
Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker	§	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Hongisto Maher Kennedy Silver Ward	§	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
45-86-10

MAR 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 36-85-22 ORDINANCE NO. 80-86

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY AMENDING THE ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO FOR CERTAIN PARCELS ZONED C-3-G (DOWNTOWN GENERAL COMMERCIAL) AND RM-4 (RESIDENTIAL, MIXED, HIGH DENSITY) IN THE AREA BOUNDED BY SACRAMENTO, GRANT, SUTTER AND POWELL STREETS ADJACENT TO THE DOWNTOWN TO RECLASSIFY ASSESSOR'S BLOCK 242, LOTS 13-16 FROM C-3-G TO RM-4, TO RECLASSIFY ASSESSOR'S BLOCK 271, LOTS 1B AND 1C FROM RM-4 TO C-3-G, TO RECLASSIFY ASSESSOR'S BLOCK 285, LOTS 10-18 FROM C-3-G TO RC-4 AND TO RECLASSIFY ASSESSOR'S BLOCK 285, LOTS 10-18 FROM 240-H TO 80-130-F.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The following changes in property use classification are hereby adopted as amendments to Section Map No. 1 of the Zoning Map of the City and County of San Francisco:

Description of Property	Use Districts to be Superseded	Use Districts Hereby Approved
Property generally bounded by Sacramento, Grant, Sutter and Powell Streets encompassing the following Assessor's Block and Lots:		
242/13-16	C-3-G	RM-4
285/10-18	C-3-G	RC-4
271/1B and 1C	RM-4	C-3-G

as shown on the map on file with the Clerk of the Board of Supervisors under File No. 36-85-22 and shown on the map included in File No. 36-85-22 as Exhibit A.

Section 2. The following change in property use classification is hereby adopted as an amendment to Section Map No. 1H of the Zoning Map of the City and County of San Francisco:

Description of Property	Height and Bulk Districts to be Superseded	Height and Bulk Districts to Hereby Approved
Assessor's Block 285, Lots 10-18	240-H	80-130-F

as shown on the map on file with the Clerk of the Board of Supervisor under File No. 36-85-22 and as shown on the map included in File No. 36-85-22 as Exhibit B.

Section 3. The provisions of this ordinance shall not apply to any project that has received one or more approvals by the City Planning Commission or the Zoning Administrator, whether by approval of an application for a building permit, site permit, conditional use, variance, or other license (other than approvals that are required as part of the environmental review process) within 2 years prior to the effective date of this ordinance. Such projects shall continue to be governed by the provisions of this Code in effect at the time of such approval. If the project has received more than one type of approval, the approval that is referred to herein is the first. The provisions contained herein shall not apply to such project even if the project is thereafter modified, provided, however, that any modification resulting in a change of use may be approved only as a conditional use by the City Planning Commission.

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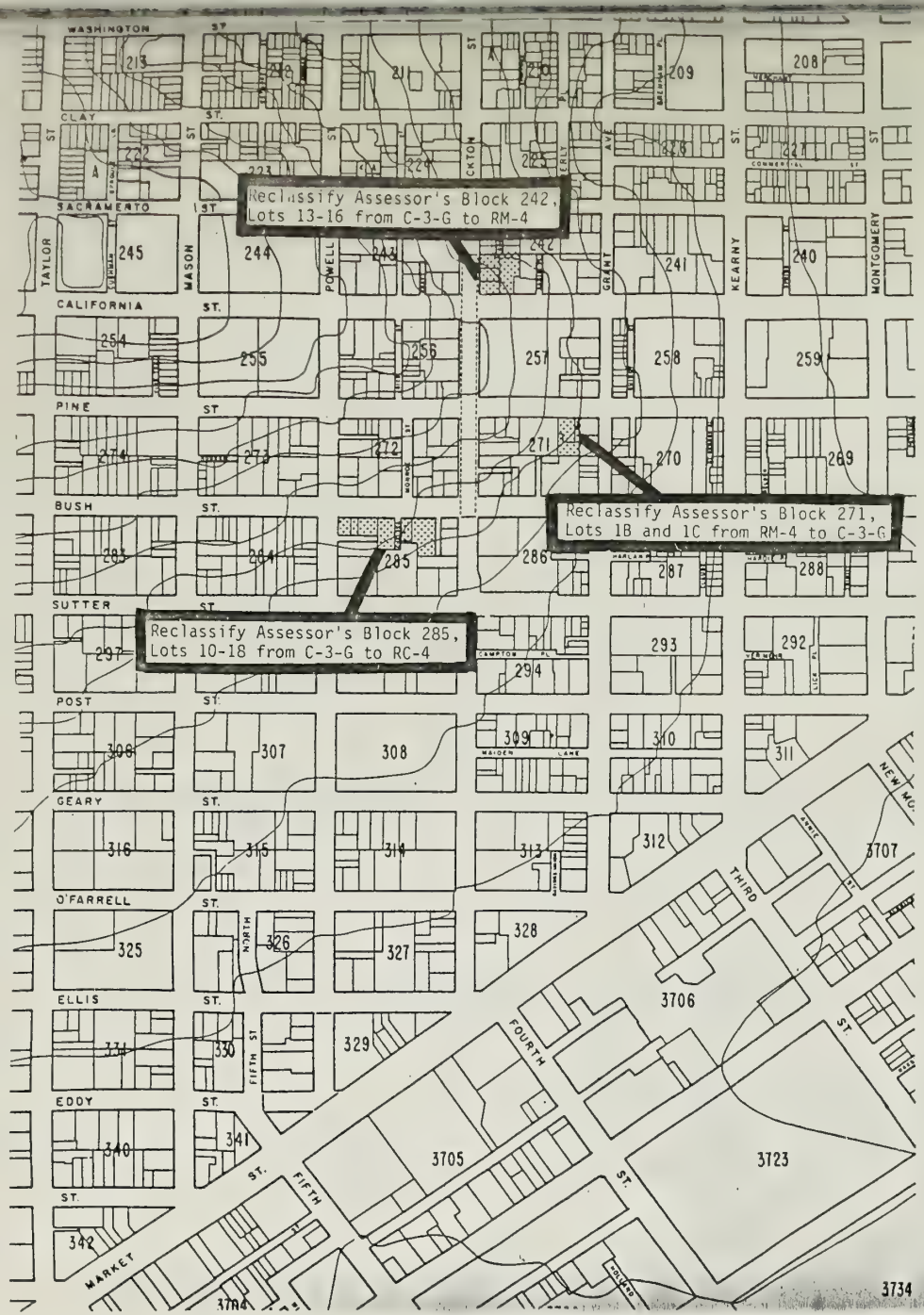
APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By Noreen Ambrose
Deputy City Attorney

1197


Reclassify Assessor's Block 242, Lots 13-16 from C-3-G to RM-4
Reclassify Assessor's Block 271, Lots 1B and 1C from RM-4 to C-3-G
Reclassify Assessor's Block 285, Lots 10-18 from C-3-G to RC-4
WASHINGTON
CLAY
SACRAMENTO
CALIFORNIA
PINE
BUSH
SUTTER
POST
GEARY
O'FARRELL
ELLIS
EDDY
MARKET
TAYLOR
MASON
POWELL
GRANT
KEARNY
MONTGOMERY
THIRD
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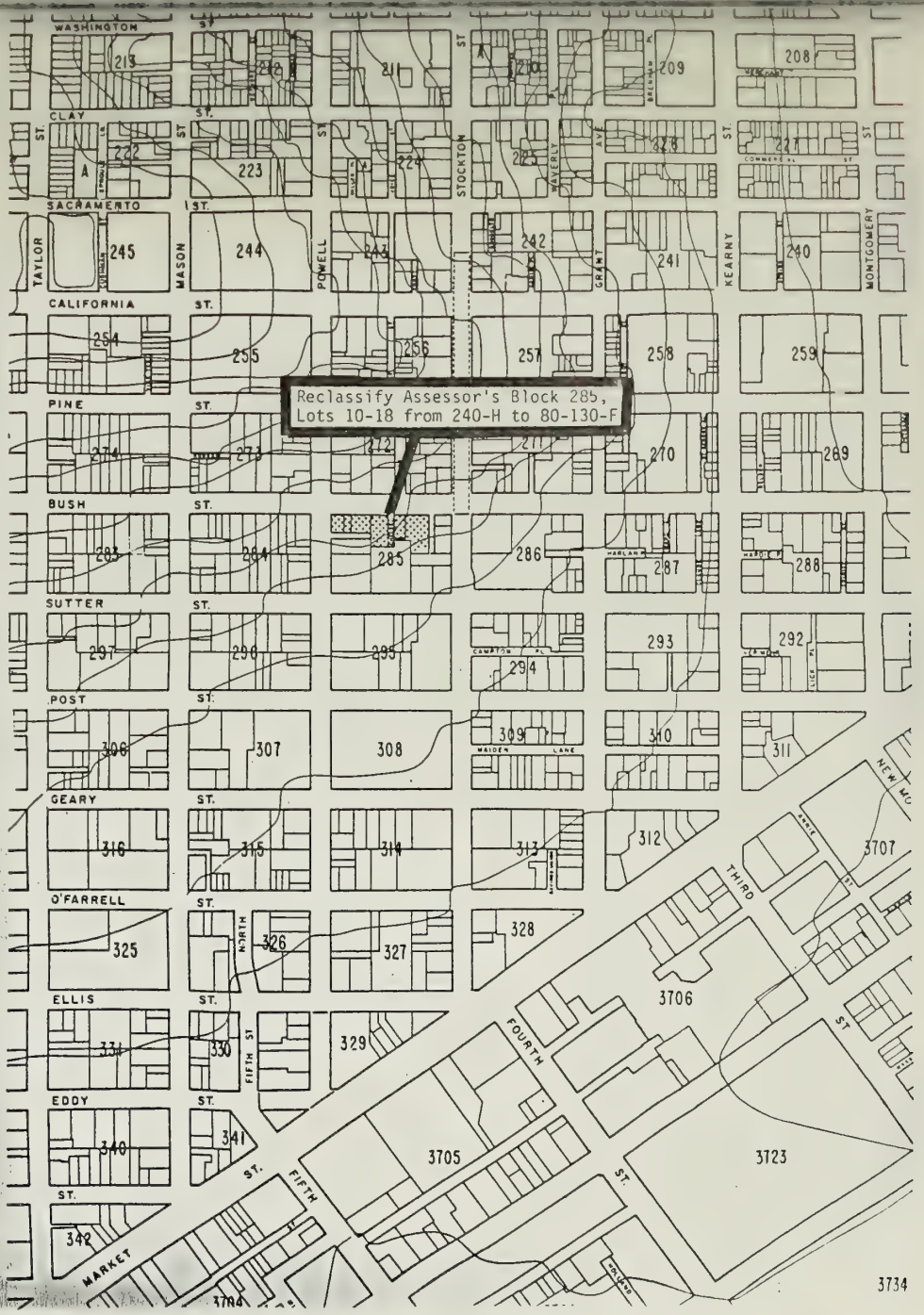
Reclassify Assessor's Block 285, Lots 10-18 from 240-H to 80-130-F
WASHINGTON
CLAY
SACRAMENTO
CALIFORNIA
PINE
BUSH
SUTTER
POST
GEARY
O'FARRELL
ELLIS
EDDY
MARKET
TAYLOR
MASON
POWELL
STOCKTON
GRANT
KEARNY
MONTGOMERY
THIRD
FOURTH
FIFTH
3734

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
March 3, 1986	§	March 10, 1986
	§	
	§	
Ayes: Supervisors Britt Hongisto	§	Ayes: Supervisors Kennedy Molinari
Kopp Maher Molinari Nelder Renne	§	Nelder Renne Silver Ward
Silver Walker Ward	§	
	§	
Absent: Supervisor Kennedy	§	Absent: Supervisors Britt Hongisto
	§	Kopp Maher Walker

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
36-85-22

MAR 21 1986
Date Approved

Mayor

FILE NO 97-85-32 ORDINANCE NO. 81-86

(Boards & Commissions)

ORDINANCE AMENDING CHAPTER 1 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 1.32 THERETO, REQUIRING BOARDS AND COMMISSIONS TO WEIGH THE CREDIBILITY OF PETITIONS PRESENTED TO THEM.

NOTE: All language is new; additions and substitutions have not been underlined.

Be it ordained by the People of the City and County of San Francisco that:

Section 1. Chapter 1 of the San Francisco Administrative Code is hereby amended, by adding Section 1.32 thereto, to read as follows:

SEC. 1.32. CREDIBILITY OF PETITIONS.

All boards and commissions shall, in considering petitions submitted to them, give appropriate weight and consideration to the credibility and probative value of those petitions, including whether steps have been taken to ensure that an accurate account of the subject of the petition has been presented to all persons signing the same.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: Thomas C. Owen
Deputy City Attorney

2347E

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APR 23 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
March 3, 1986	§	March 10, 1986
Ayes: Supervisors Britt Hongisto Kopp Maher Molinari Nelder Renne Silver Walker Ward	§	Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisor Kennedy	§	Absent: Supervisors Britt Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-85-32

MAR 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 97-85-39 ORDINANCE NO. 82-86

[Time-Share Conversion Prohibition]

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING CHAPTER 41C THERETO, PROHIBITING THE CONVERSION TO TIME-SHARE USE OF RESIDENTIAL UNITS OF SEVERAL TYPES.

Note: The entire chapter is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by adding Chapter 41C thereto to read as follows:

Sec. 41C.1. Title

This chapter may be referred to as the Time-Share Conversion Ordinance.

Sec. 41C.2. Findings

(a) There is a severe shortage of permanent housing in San Francisco.

(b) A small supply of suitable vacant land, zoning constraints, construction costs and other factors limit the construction of additional housing in San Francisco.

(c) Population pressures and other demographic trends cause great demand and are likely to accelerate the demand for San Francisco housing.

(d) In light of housing demand and limited new construction, conserving existing permanent housing is especially important.

(e) Conversion of permanent housing to tourist or other temporary use removes housing units from the available stock and worsens the existing shortage.

(f) The shortage of housing most acutely affects low- and moderate-income persons, the elderly and the disabled, both those already living in San Francisco and those wishing to move to the City. Conversion of permanent housing to tourist or other temporary use most seriously affects low- and moderate-income persons, the elderly and the disabled, both those already living in San Francisco and those wishing to move to the City.

(g) At this time, there appears to be no shortage of lodging facilities for visitors in San Francisco.

(h) It is in the public interest to prohibit any additional conversions of permanent housing, whether occupied or unoccupied, to time-share use, which is principally suitable for or used by visitors and other temporary users.

(i) The purpose of this ordinance is to benefit the general public by preserving the supply of existing permanent housing and minimizing adverse effects on persons and households of all income levels, including but not limited to lower- and moderate-income, elderly and disabled persons, by prohibiting the conversion of dwelling units to time-share use and authorizing appropriate remedies.

Sec. 41C.3. Definitions

When used in this ordinance, the following terms shall each have the meaning indicated.

(a) "Residential unit" shall mean: (i) a dwelling unit as defined in Section 203.4 of the Housing Code, or: (ii) any portion of a structure which portion is part of a hotel as defined in Section 203.8 of the Housing Code; provided, however, that "residential unit" shall not include any unit classified as a tourist unit or a private club under Chapter 41 of the Administrative Code, or any unit covered by a preliminary public report issued by the California Department of Real Estate, pursuant to Sections 11010 et seq., Business & Professions Code, prior to January 1, 1986.

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BOARD OF SUPERVISORS

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APR 23 1986

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(b) "Time-share use" shall mean a right, whatever its legal form, in perpetuity, for life, or for a term of years, to the recurrent, exclusive use or occupancy of any segment of real property, annually or on some other periodic basis, for a period of time that has been or will be allotted from among periods established by deed, condition, agreement or other means, whether or not coupled with an estate in real property.

Sec. 41C.4. Conversions Prohibited

It shall be unlawful for any person to convert to time-share use, offer to another for time-share use or occupy as a time-share use any portion of any structure which portion was a residential unit not in time-share use on the initial effective date of this section. This prohibition shall not be affected by any intervening change in use of the unit.

Sec. 41C.5. Enforcement

Violation of this ordinance shall be a misdemeanor. The Bureau of Building Inspection shall be responsible for enforcement of this ordinance, and may recommend to the City Attorney or District Attorney initiation of an action hereunder. The City Attorney shall have the power to bring an action for injunctive or other judicial relief hereunder.

Sec. 41C.6. Review of Ordinance

Not later than four years and six months after the initial effective date of this section, the Department of City Planning shall report to the Board of Supervisors with respect to the subject matter of this ordinance and the stock of permanent housing in the City and County of San Francisco, and may recommend, if appropriate, the modification or repeal of this ordinance. Not later than six months after receipt of said report, the Board of Supervisors shall hold a hearing to consider the contents of the report, and to consider extension or repeal of this ordinance. This ordinance shall be repealed five years after its initial effective date unless the Board of Supervisors shall on or before that date extend or re-enact it.

Sec. 41C.7. Severability

If any part or parts of this ordinance should be held unconstitutional or otherwise invalid, that shall not affect the validity of any remaining part or parts of this ordinance. The Board of Supervisors hereby declares that it would have passed each part of this ordinance irrespective of the unconstitutionality or invalidity of any other part or parts.

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By _____
Deputy City Attorney

9888D

8/12/85

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
March 3, 1986	§	March 10, 1986
Ayes: Supervisors Britt Hongisto Kopp Maher Molinari Nelder Renne Silver Walker Ward	§	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisor Kennedy	§	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
97-85-39

MAR 21 1986
Date Approved

_____
Mayor

FILE NO. 101-85-2.1 ORDINANCE NO. 83-86

(ANNUAL APPROPRIATION ORDINANCE-CAPITAL RESERVE)

AMENDING THE ANNUAL APPROPRIATION ORDINANCE FOR FISCAL YEAR 1985/86 BY AMENDING SECTION 11.13 THEREOF PROVIDE FOR THE TRANSFER TO THE RESERVE FOR CAPITAL ITEMS OF UNEXPENDED GENERAL FUND DERIVED MONIES REMAINING AFTER COMPLETION OF PROJECT.

NOTE: Additions or substitutions are indicated by underlining; deletions are indicated by ((double parenthesis)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Annual Appropriation ordinance for Fiscal Year 1985/86 Section 11.13 is amended to read as follows:

Section 11.13. The controller is hereby authorized and directed to maintain a reserve for ((deferred)) capital items. The purpose of this is to provide a reserve for capital items pending specific allocation in the manner provided by the charter for supplemental appropriations.

Upon completion of a general fund or general fund supported capital item, any unexpended balance remaining in the project appropriation shall be automatically appropriated to reserve for capital items and said reserve shall be made available for additional capital related projects subject to the budgetary and fiscal provisions of the charter.

APPROVED AS TO FORM:

GEORGE AGNOST, CITY ATTORNEY

BEW

BURK E. DELVENTHAL
DEPUTY CITY ATTORNEY

5135E

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APR 23 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
March 3, 1986	§	March 10, 1986
Ayes: Supervisors Hongisto Kopp Maher Molinari Nelder Silver Walker Ward	§	Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Britt Kennedy Renne	§	Absent: Supervisors Britt Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-2.1

MAR 21 1986
Date Approved

Mayor

FILE NO. 101-85-70 ORDINANCE NO. 84-86

(Government Funding) RO #6170 BA #79

APPROPRIATING $442,226 FOR FIXED CHARGES - OTHER INSURANCE, CONVENTION FACILITIES FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-302	Convention Facilities Fund		
G.L. 490 (001669)	Unappropriated Revenue	$442,226	
93-01-00	Convention Facilities		
10-1408 (421131)	Fixed charges - Other Insurance		$442,226

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Mark Kelly
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
John C Farrell
CONTROLLER
JAN 28 1986

RECOMMENDED:
Dianne Feinstein
MAYOR

(fh #1152A)

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
March 3, 1986	March 10, 1986
Ayes: Supervisors Britt Kopp Maher Molinari Nelder Renne Walker	Ayes: Supervisors Hongisto Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Hongisto Silver Kennedy Ward	Absent: Supervisors Britt Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-70

MAR 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 362-85 ORDINANCE NO. 85-86

(WATER QUALITY)

AMENDING PART II, CHAPTER V OF THE SAN FRANCISCO MUNICIPAL CODE (HEALTH CODE) BY ADDING SECTION 761 THERETO, PROVIDING FOR DOUBLE CHECK VALVES ON HIGHRISE BUILDINGS WITH ROOF TANKS FOR ~~ENFORCEMENT~~ CLARIFICATION.

Note: This entire material is new.

BE IT ORDAINED by the People of The City and County of San Francisco:

Section 1. Part II, Chapter V, San Francisco Municipal Code (Health Code) is hereby amended by adding Section 761 thereto reading as follows:

Sec. 761. DOUBLE CHECK VALVES ON HIGHRISES WITH ROOF TANKS.

Any building with a roof tank shall have an approved double check valve assembly installed on the building water supply line. The check valve shall be located as near as possible to the water meter and in any case before the first fitting or branch line. For buildings with roof tanks existing prior to enactment of this section where an air gap has been previously accepted by the enforcing agency, a double check valve shall not be required provided the enforcing agency can easily determine that there are no lateral lines or outlets between the meter and the air gap. If at any time buildings with roof tanks which were previously accepted as having approved air gaps in lieu of double check valves have or are believed to have installed lateral lines or outlets between the meter and the air gap, then a double check valve shall be installed as near as possible to the water meter.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By: David I. Kroopnick
DAVID I. KROOPNICK
Deputy City Attorney

SUPERVISOR NELDER

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
March 3, 1986	March 10, 1986
Ayes: Supervisors Britt Hongisto Kopp Maher Molinari Nelder Renne Silver Walker Ward	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisor Kennedy	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 362-85

MAR 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 36-86-1 ORDINANCE NO. 86-86

(Zoning Map Change, 85.422EZC)

ADOPTING CHANGES IN PROPERTY USE CLASSIFICATION AS AN AMENDMENT TO THE ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO OF PROPERTY LOCATED ON THE EASTERLY 80-FOOT PORTION ALONG THE NORTHERN SIDE OF THE 700 BLOCK OF DELANO AVENUE, A PORTION OF LOT 20 IN ASSESSOR'S BLOCK 6972, FROM A P (PUBLIC USE) DISTRICT TO AN RH-1 (HOUSE, ONE-FAMILY) DISTRICT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to resolution of the Board of Supervisors, adopting the final negative declaration as its own, and pursuant to Section 302(c) of the City Planning Code, Part II, Chapter II of the San Francisco Municipal Code, the following change in property use classification, duly approved by resolution of the City Planning Commission, is hereby adopted as an amendment to the Zoning Map of the City and County of San Francisco.

Description of Property	Use District to be Superseded	Use District Hereby Approved
Beginning at a point on the northwesterly line of Delano Avenue, distant thereon 120 feet northeasterly from the northeasterly line of Niagara Avenue, which point is the most southerly corner of that certain tract of land described as San Francisco County Parcel 12 in the Deed from MARKET STREET RAILWAY COMPANY to the City and County of San Francisco, recorded September 29, 1944, in Book 4150, Page 1, Official Records; thence at a right angle northwesterly along the southwesterly boundary of said Parcel 12, a distance of 80 feet; thence at a right angle northeasterly and parallel with the northwesterly line of Delano Avenue 329 feet to the southwesterly line of Geneva Avenue; thence southeasterly and along said southwesterly line of Geneva Avenue, a distance of 60 feet, more or less to the most westerly corner of that Parcel of land dedicated as a portion of the widening and extension of Geneva Avenue by the Board of Supervisors by Resolution 103-65, approved February 24, 1965, and shown on that certain Map entitled, "Map Showing the Widening and Extension of Geneva Avenue between Alemany Boulevard and Southern Freeway Right-of-Way", recorded March 3, 1965, in Book "U" of Maps, Page 69;	P (Public Use)	RH-1 (House, One-Family

thence southeasterly, southerly, and southwesterly along the arc of a curve to the right, with a radius of 20 feet and a central angle of 90° 00' 00", a distance of 31.416 feet, to a point on the northwesterly line of Delano Avenue; thence southwesterly and along said northwesterly line of Delano Avenue, a distance of 309 feet to the point of beginning; being a portion of Lot 20 in Assessor's Block 6972; and adjacent street areas to their centerline.

APPROVED AS TO FORM:
GEROGE AGNOST, CITY ATTORNEY

By _____
Deputy City Attorney

RECOMMENDED:
CITY PLANNING COMMISSION

By Dean Macris
Dean L. Macris
Director of Planning

Board of Supervisors, San Francisco

Passed for Second Reading	**Finally Passed**
March 3, 1986	**March 10, 1986**
Ayes: Supervisors Britt Hongisto Kopp Molinari Nelder Renne Silver Walker Ward	**Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Silver Ward**
Absent: Supervisors Kennedy Maher	**Absent: Supervisors Britt Kopp Maher Walker**

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APR 23 1986

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I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 36-86-1

MAR 21 1986
Date Approved

Mayor

FILE NO. 45 86-9

ORDINANCE NO. 87-86

RO #6175

AUTHORIZING SETTLEMENT OF LITIGATION OF ANTHONY CHAVIRA AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $25,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "ANTHONY CHAVIRA vs. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 799-742, by the payment of $25,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: Kathleen A. Foley
KATHLEEN A. FOLEY
Deputy City Attorney

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

By: Kevin J. Mullen for
CORNELIUS MURPHY, Chief
San Francisco Police

FUNDS AVAILABLE:

By John C. Farrell
Controller

01-001 97 09 00
309138 1450 $25,000.00

JAN 30 1986

APPROVED:
POLICE COMMISSION

Willie E. Frazier
Secretary

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APR 23 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
March 3, 1986	March 10, 1986
Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Hongisto Maher Kennedy Silver Ward	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
45-86-9

MAR 21 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 45-86-11 ORDINANCE NO. 88-86

RO #6179

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF ERIC STEVENS AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $75,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "ERIC STEVENS v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 819-175, by the payment of $75,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: JOHN ETCHEVERS
Chief Trial Deputy

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By: DONALD J. BIRRER
Director
Department of Public Works

FUNDS AVAILABLE:

By: John C. Farrell
Controller
1 001 97 09 00
309138 1450 $75,000.00

FEB 04 1986

APPROVED:

Chief Administrative Officer

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APR 23 1986

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
March 3, 1986	§	March 10, 1986
Ayes: Supervisors Britt Kopp Molinari Nelder Renne Walker	§	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Hongisto Maher Kennedy Silver Ward	§	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-86-11

MAR 21 1986
Date Approved

Mayor

FILE NO. 96-86-1 ORDINANCE NO. 89-86

(Sale of Property Rights)

AUTHORIZING SALE OF PROPERTY RIGHTS ALONG THE NEWARK/SAN LORENZO RIGHT-OF-WAY LOCATED IN UNION CITY, ALAMEDA COUNTY TO LINCOLN PROPERTY.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with Public Utilities Commission Resolution No. 86-0017, the Board of Supervisors hereby declares that the public interest and necessity requires the sale of certain property rights to be used for public street and utility purposes located in Union City, Alameda County, to Lincoln Property Company.

Section 2. The subject property is shown on Drawing No. PL-1 marked Exhibit "A", a copy of which is on file with the Clerk of the Board of Supervisors. Due to the location of the subject property, these property rights are of use only by the underlying fee owner, and said property rights will be sold directly to the underlying fee owner, Lincoln Property Company.

Section 3. Said City property rights are no longer required for municipal purposes and as reported by the Department of City Planning, the sale of said property rights will not affect the Master Plan.

Section 4. Pursuant to Section 7.401 of the City's Charter, the Director of Property has made an appraisal of the fair market value of said property rights and has determined the value to be $38,000.00, and Lincoln Property has executed a contract to purchase said property rights at the full appraised value. Additionally, Lincoln Property has agreed to prepay the anticipated increase in construction costs for City to install future pipe lines.

Section 5. The contract executed by Lincoln Property is hereby accepted and the Mayor and the Clerk of the Board of Supervisors are authorized to execute, and the Director of Property shall deliver the necessary documents required for the sale of said property rights.

Recommended:

General Manager and Chief Engineer
Water Department

General Manager
Public Utilities Commission
PUC Resolution No. 86-0017

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By
Utilities General Counsel

Approved:

Director of Property

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APR 23 1986
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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
March 3, 1986	March 10, 1986
Ayes: Supervisors Hongisto Kopp Maher Molinari Nelder Silver Walker Ward	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Britt Kennedy Renne	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 96-86-1

MAR 21 1986
Date Approved

Mayor

FILE NO. 97-86-6 ORDINANCE NO. 90-86

(MONIES AND SECURITIES IN TREASURY)

AMENDING CHAPTER 10 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 10.81 1 THERETO, PROVIDING FOR THE SAFE CUSTODY AND THE RECORDING OF MONIES AND SECURITIES IN POSSESSION OF THE TREASURER.

BE it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by adding Section 10.81-1 thereto, to read as follows:

Section 10.81-1 Monies and Securities in Treasury

Charter Section 6.310 gives to the Board of Supervisors the authority to provide by ordinance for the safe custody of all monies and property in the possession or under the control of the treasurer. Therefore, under the authority of Section 6.310 the Board of Supervisors provides the following to replace that which is set forth in Charter Section 6.310.

Monies and securities in possession of the treasurer shall be deposited in a custody safe, the combination to which shall be known only to the treasurer or to employees selected by him or her. The safe shall be opened only in the presence of two or more employees of the treasurer. A complete record of monies and securities in the custody safe shall be kept and any additions or withdrawals shall be verified by the initials of the treasurer or his or her designated employees. Money required for current daily payments to be made from the treasury may be withdrawn from the custody safe by the treasurer's chief teller, who shall maintain a daily reconciliation of cash on hand with the Controller's accounting records.

////////////////
////////////////

The treasurer is authorized to establish rules and regulations for the safe custody of all money and property in the possession or under the control of the treasurer.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
March 3, 1986	March 10, 1986
Ayes: Supervisors Hongisto Kopp Maher Molinari Nelder Renne Silver Walker	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Britt Kennedy Ward	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
97-86-6

MAR 21 1986
Date Approved

_____
Mayor

FILE NO. 97-86-7 ORDINANCE NO. 91-86

(ENVIRONMENTAL REVIEW FEES)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTIONS 31.46 AND 31.47 CONCERNING FEES FOR ENVIRONMENTAL REVIEW PROCEDURES

NOTE: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 31 of the San Francisco Administrative Code is hereby amended by amending Section 31.46 thereof to read as follows:

Sec. 31.46. BASIC FEES

(a) The following basic fees shall be charged by the Department of City Planning, as specified in Section 31.45 above:

(1) For an initial evaluation of a project (Section 31.23) excluding use of special expertise or technical assistance, as described in Section 31.47 below, the fee shall be:

- where the total estimated construction cost as defined by the San Francisco Building Code is less than $10,000 (($50,000)):.....$150 (($100))

((- where said total estimated construction cost is $50,000 or more, but less than $200,000:.....$150 PLUS .05% of the cost over $50,000;))

- where said total estimated construction cost is (($200,000)) $10,000 or more, but less than $1,000,000:.....$150 (($300)) PLUS ((.1%)) .15% of the cost over (($200,000)) $10,000
- where said total estimated construction cost is $1,000,000 or more, but less than $10,000,000: (($175.00)) $1635 PLUS ((.07%)) .1% of the cost over $1,000,000
- where said total estimated construction cost is $10,000,000 or more, but less than $30,000,000:.....(($7,475)) $10,635 PLUS ((.01%)) .03% of the cost over $10,000,000 or more, but less than $50,000,000(($100,000,000)): .....(($9,475)) $16,635 PLUS ((.001%)) .018% of the cost over $30,000,000
- where said total estimated construction cost is $50,000,000 or more but less than $100,000,000:..... $20,235 PLUS .006% of the cost over $50,000,000
- where said total estimated construction cost is $100,000,000 or more:.....(($10,175)) $23,235, PLUS .001% of the cost over $100,000,000.

(2) For preparation of an environmental impact report (Sections 31.26-31.28) excluding use of special expertise or technical assistance, as described in Section 31.47 below the fee shall be:

- where the total estimated construction cost as defined in the San Francisco Building Code is less than $200,000: (($1,000,000)):.....$6,000 (($5,000)) For each 200 hours of staff time or fraction thereof
- where said total estimated construction cost is $200,000 (($1,000,000)) or more, but less than $1,000,000 (($10,000,000)):.....$6,000 (($5,000)) PLUS .15% ((.05%)) of the cost over $200,000 (($1,000,000))
- where said total estimated construction cost is $1,000,000 or more, but less than $10,000,000 .....$7,200 PLUS .1% of the cost over $1,000,000
- where said total estimated construction cost is $10,000,000 or more, but less than $30,000,000:.....(($9,300)) $16,200 PLUS .04% ((.025%)) of the cost over $10,000,000
- where said total estimated construction cost is $30,000,000 or more, but less than $50,000,000 (($100,000,000)): .....$24,200 (($14,500)) PLUS .02% ((.01%)) of the cost over $30,000,000

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- where said total construction cost is $50,000,000 or more but less than $100,000,000:.....$28,200 PLUS .015% of the cost over $50,000,000
- where said total estimated construction cost is $100,000,000 or more:..... (($22,000)) $35,700 PLUS .01% of the cost over $100,000,000

(3) For an appeal to the City Planning Commission [Sections 31.14(b), 31.24(d), 31.25(b)]: (($35.00)) the fee shall be $50 to the appellant, and an additional fee shall be paid by the project sponsor based on the time and materials the Department expends in responding to the appeal; provided, however, that this additional fee shall not exceed the cost of the initial evaluation as set forth in paragraph 1 above.

(4) For a copy of an environmental impact report or other document, where this chapter does not require the sending of that document to the person requesting it: the actual cost to the Department of Planning of reproducing that copy.

(5) For preparation of an amendment to an environmental impact report that has previously been certified, pursuant to Section 31.36: one-third of the fee that would be required for a full environmental impact report on the same project, as set forth in paragraph 2 above.

(6) For preparation of a ((determination)) supplement to an environmental impact report that has not previously been certified ((,pursuant to Section 31.35(d)(1): one-tenth)):one-third of the fee that would be required for a full environmental impact report on the same project, as set forth in paragraph 2 above.

(7) For preparation of a supplement to an environmental impact report that has previously been certified: two-thirds of the fee that would be required for a full environmental impact report on the same project, as set forth in paragraph 2 above.

(8) For preparation of a Certificate of Exemption from Environmental Review: $100.

(b) Exemption. Any fraternal, charitable, benevolent or any other non-profit organization having a regular membership associated primarily for civic welfare, with revenue accruing therefrom to be used exclusively for the non-profit purposes of said organization, and which organization is exempt from taxation under the Internal Revenue laws of the United States as a bona fide fraternal, charitable, benevolent or other non-profit organization, shall be exempt from paying the fees specified in Subsections (a)(1) and (a)(2) above.

(c) Refunds. When a request for an initial evaluation or for preparation of an environmental impact report is (1) either withdrawn by the applicant or deemed canceled by the Department of City Planning due to inactivity on the part of the applicant, and (2) the Environmental Review Officer determines that no substantial costs have been incurred by the Department in acting on the request(for example, no activity has occurred beyond initial scoping meetings) then the applicant shall be entitled to a refund of 75% of the fees paid to the Department.

Section 2. Chapter 31 of the San Francisco Administrative Code is hereby amended by amending Section 31.47 thereof to read as follows:

Sec. 31.47. OTHER FEES

(a) Where an initial evaluation or preparation of an environmental impact report and related environmental studies require((s)) the use of special expertise or technical assistance not provided by the board, commission, department or other person who is to carry out the project, such expertise or assistance shall be paid for by such board, commission, department or other person. This payment shall be made either to the Department of City Planning or, if the Department of City Planning so requests, directly to the party that will provide such expertise or technical assistance.

(b) Where outside consultants are used for such purposes, and the project is to be directly carried out by a person other than a board, commission or

department of the City and County, such consultants shall report their findings directly to the Department of City Planning ((as well as to their client)).

(c) Where employees of the City and County are used for such purposes, the costs of such employees shall be paid to the board, commission or department providing such employees.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By _____
Deputy City Attorney

AB/jml/4928B/19B

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
March 3, 1986	March 10, 1986
Ayes: Supervisors Hongisto Kopp Maher Molinari Nelder Renne Silver Walker	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Britt Kennedy Ward	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 97-86-7

MAR 2 1 1986
Date Approved

_____
Mayor

FILE NO. 97-86-8 ORDINANCE NO. 92-86

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 8.28 THERETO, AUTHORIZING THE DEPARTMENT OF CITY PLANNING TO CHARGE FEES FOR REPRODUCING RECORDS.

NOTE: The entire section is new

Be it ordained by the People of the City and County of San Francisco.

Section 1. The San Francisco Administrative Code is hereby amended by adding Section 8.28 to read as follows:

SECTION 8.28 CITY PLANNING FEES.

The Department of City Planning is hereby authorized to charge fees for reproducing records which citizens have a right by law to inspect and copy as follows:

1. Photocopy of any record not exceeding 8 1/2 inches by fourteen inches (per page) $0.25
2. Photocopy of any record exceeding 8 1/2 inches by fourteen inches (per page) $0.50

The Department of City Planning is hereby authorized to sell printed copies of the Master Plan, or any element thereof, and printed copies of other reports produced by the Department. The charges for such printed copies shall be determined by the Department of City Planning, but shall not exceed the cost to the Department for the reproduction of such reports.

There shall be no charge for one copy of the Master Plan and any elements thereof to governmental agencies or to a person who certifies under penalty of perjury that he or she is a duly authorized representative of an organization that is on the Department of City Planning's list of San Francisco neighborhood nonprofit organizations. The Department of City Planning shall issue written guidelines setting forth the procedure for an organization being included on such list.

GEORGE AGNOST, CITY ATTORNEY

By Paula Jesson
Deputy City Attorney

MK/rcl/0129A

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MAY 3 1986
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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
March 3, 1986	March 10, 1986
Ayes: Supervisors Hongisto Kopp Maher Molinari Nelder Renne Silver Walker	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Britt Kennedy Ward	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 97-86-8

MAR 21 1986
Date Approved

Mayor

FILE NO. 97-86-9 AMENDMENT OF THE WHOLE ORDINANCE NO. 93-86
2/25/86

[Grant Applications]

AMENDING CHAPTER 10 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 10.170 THEREOF, TO REQUIRE APPROVALS BY THE MAYOR AND CONTROLLER PRIOR TO BOARD APPROVAL OF FILING OF GRANT APPLICATIONS.

Note: Additions and substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Section 10.170 thereof, to read as follows:

SEC. 10.170. LIMITATIONS UPON APPLICATION FOR OR RECEIPT OF GRANT. Except as set forth herein, no application for a federal, state or other grant involving any project or program shall be filed or authorized by any officer, employee, board or commission unless first recommended by the Mayor and approved by the Board of Supervisors.

Every officer, employee, board or commission shall transmit any such application to the Mayor for his or her review and recommendation and to the Board of Supervisors for its review and approval. ((If the Mayor recommends such application he or she shall transmit the same to the Board of Supervisors for its review and approval.)) The Board of Supervisors shall not approve such filing unless the application has first been recommended by the Mayor and the Controller has certified that appropriate indirect costs are included in the application. Nothing contained herein shall be construed to limit the action of officers, boards or commissions or their authorized representatives in the preliminary development and preparation of the application and related documents. The provisions of this section shall not be applicable to applications authorized by Resolution No. 318-71 for federal or state grants for sewage treatment works; provided, however, that the Director of Public Works shall forthwith notify the Mayor of the filing of such application or the receipt of any such grant. Every application shall contain provisions for the reimbursement of all allowable administrative expenses incurred by the City and County in services necessary for the performance of the project or program.

Every department or office shall establish rates for such administrative services (indirect costs), which shall be fixed in accordance with a directive of and approved by the Controller. Said rates shall be the basis for determining administrative expenses to be reimbursed to the City and County of San Francisco from grant proceeds.

Every department or office submitting to the Board of Supervisors a budget for grants received from public funds shall conform to proposed budgets recommended by the Mayor and approved by the Board. In making actual line item expenditures from such an approved budget, the department or office may reallocate or transfer funds within the total approved budget amount; provided, that when any line item is modified or increased by more than 15 percent copies of any modification or increase documents which are transmitted to federal or state agencies shall be transmitted also to the Finance Committee.

The budget approved by the Board of Supervisors shall be contained in the authorizing resolution or set forth in the Board of Supervisors' file therefor.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By Thomas J. Owen
Deputy City Attorney
5216E

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SUPERVISORS MOLINARI AND WALKER

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
March 3, 1986	§	March 10, 1986
	§	
	§	
Ayes: Supervisors Britt Hongisto	§	Ayes: Supervisors Hongisto Kennedy
Kopp Maher Molinari Nelder Renne	§	Maher Molinari Nelder Renne
Silver Walker Ward	§	Silver Walker Ward
	§	
Absent: Supervisor Kennedy	§	Absent: Supervisors Britt Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 97-86-9

MAR 21 1986
Date Approved

Mayor

FILE NO. 115-86-4 ORDINANCE NO. 94-86

(PLANNING FEES)

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY AMENDING SECTIONS 350, 351, 352, AND 353, AND ADDING SECTIONS 354, 355, 356, 357, 358, 359, 360, 361 AND 362, AND DELETING SECTIONS 1012 AND 1118 TO IMPOSE NEW FEES AND CHANGE THE AMOUNT OF FEES CURRENTLY CHARGED RELATING TO DEPARTMENT OF CITY PLANNING ACTIONS INCLUDING THE REVIEW OF PLANNING AUTHORIZATIONS AND ENFORCEMENT ACTIVITIES.

NOTE: Additions are underlined; deletions are in ((double parentheses))

Be it ordained by the people of the City and County of San Francisco:

Section 1. Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by amending Sections 350, 351, 352, 353, 1012 and 1118, and adding sections 354, 355, 356, 357, 358, 359, 360, 361 and 362 to read as follows:

ARTICLE 3.5

FEES

Sec. 350. FEES, GENERAL. In order to compensate the Department of City Planning for a part of the cost of processing permit applications for the establishment, abolition or modification of a set-back line, for reclassification of property, for conditional use authorization, for granting of an exemption, for a variance, for a coastal zone permit or for a special use authorization, ((and)) in order to compensate the Department of City Planning for a part of the cost of reviewing permit applications filed in and issued by other City departments, and in order to compensate the Department of City Planning for a part of the cost of reviewing institutional master plans, projects which requires review under Section 295 of this code (park shadow ordinance) and permits requiring additional review by nature of their location within the C-3 district, fees shall be charged and collected as indicated for each class of application, ((or)) permit, filing or request listed in Sections 351 through ((353)) 362 below.

Sec. 351. FEES FOR APPLICATIONS TO ESTABLISH, ABOLISH OR MODIFY A SET-BACK LINE, TO RECLASSIFY PROPERTY, TO AUTHORIZE A CONDITIONAL USE, TO CONSIDER A VARIANCE, TO REVIEW A COASTAL ZONE PERMIT OR TO AUTHORIZE A SPECIAL USE. Before accepting any application for filing, the Department of City Planning shall charge and collect a fee as follows:

(a) For each application to establish, abolish or modify a set-back line, the fee shall be ((three hundred dollars ($300.00))) $500 for each block frontage, or portion thereof, affected by the proposed application.

(b) For each application to reclassify property or impose interim zoning controls, the fee shall be,

Assessor's Block or Portion Thereof	Fee	Assessor's Block or Portion Thereof	Fee
1	$ 750 ($500))	((26))	(($3850))
2	1,000 ((750))	((27))	((3900))
3	1,250 ((1000))	((28))	((3950))
4	1,500 ((1250))	((29))	((4000))
5	1,750 ((1400))	((30))	((4050))
6	2,000 ((1550))	((31))	((4100))
7	2,250 ((1700))	((32))	((4150))
8	2,500 ((1850))	((33))	((4200))
9	2,750 ((2000))	((34))	((4250))
10 or more	3,000 plus $200 per	((35))	((4300))
	block or portion	((36))	((4350))
	thereof.((2150))	((37))	((4400))
((11))	((2300))	((38))	((4450))
((12))	((2450))	((39))	((4500))
((13))	((2600))	((40))	((4550))
((14))	((2750))	((41))	((4600))
((15))	((2900))	((42))	((4650))
((16))	((3050))	((43))	((4700))

BOARD OF SUPERVISORS

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((17))	((3200))	((44))	((4750))
((18))	((3350))	((45))	((4800))
((19))	((3500))	((46))	((4850))
((20))	((3550))	((47))	((4900))
((21))	((3600))	((48))	((4950))
((22))	((3650))	((49))	((5000))
((23))	((3700))	((50))	((5020))
((24))	((3750))	((51 - add $20 per	
((25))	((3800))	block or portion	
		thereof))	

(c) For each application to authorize a conditional use pursuant to Section 303 of this Code, including a planned unit development under Section 304 of this Code, or a variance under Section 305 or a Coastal Zone Permit under Section 330, the fee shall be,

1. Where the total estimated construction cost as defined by the San Francisco Building Code is less than ((($50,000.00)) $10,000, ((two hundred dollars($200.00))) $250;

((2)) Where said total estimated construction is $50,000.00 or more, but less than $200,000.00, ((three hundred dollars ($300.00)));

((3))2. Where said total estimated construction cost is $10,000 ((($200,000.00)) or more, but less than $1,000,000((.00)), ((three hundred dollars ($300.00))) $320 dollars plus ((one)) two tenths of one per cent (((.1%))) of the cost over ((($200,000.00)) $10,000;

((4))3. Where said total estimated construction cost is $1,000,000((.00)) or more, but less than $10,000,000((.00)), ((two thousand, two hundred dollars ($2,200.00))) $2,548 plus ((one hundred seventy-five

(((.175%))) of the cost over $1,000,000((.00));

((5))4. Where said total estimated construction cost is $10,000,000((.00)) or more, but less than ((($20,000,000.00)) $30,000,000, ((seventeen thousand, nine hundred fifty dollars ((($17,950.00))) $22,798 plus one tenth of one per cent ((.1%)) of the cost over $10,000,000.00;

((6 Where said total estimated construction cost is $20,000,000.00 or more, but less than $30,000,000.00, twenty-seven thousand, nine hundred fifty dollars ($27,950.00) plus five hundredths of one per cent (.05%) of the cost over $20,000,000.00;))

((7))5. Where said total estimated construction cost is $30,000,000((.00)) or more, but less than ((($100,000,000.00)) $50,000,000, ((thirty-two thousand, nine hundred fifty dollars($32,950.00))) $42,798 plus ((twenty-five thousandths)) seven and one-half hundredths of one per cent (((.025%))) of the cost over $30,000,000((.00));

6. Where said total estimated construction cost is $50,000,000 or more, but less than $100,000,000, $57,798 plus five hundredths of one per cent of the cost over $50,000,000;

((8))7. Where said total estimated construction cost is $100,000,000((.00)) or more, ((fifty thousand, two hundred fifty dollars ($50,250.00))) $82,798 plus one hundredth of one per cent of the cost over $100,000,000.

Where an applicant requests both a conditional use authorization and coastal zone permit review, the amount of the conditional use fee shall be

reduced by 50%

((d) For each application to consider a variance, the fee shall be,

1. Where the total estimated construction cost as defined by the San Francisco Building Code is less than $10,000.00, one hundred dollars ($100.00);

2. Where said total estimated construction cost is $10,000.00 or more, but less than $50,000.00, two hundred dollars ($200.00) plus one tenth of one per cent (.1%) of the cost over $10,000.00;

3. Where said total estimated construction cost is $50,000.00 or more, but less than $200,000.00, two hundred fifty dollars ($250.00) plus one tenth of one per cent (.1%) of the cost over $50,000.00;

4. Where said total estimated construction cost is $200,000.00 or more, but less than $1,000,000.00, five hundred dollars ($500.00) plus one tenth of one per cent (.1%) of the cost over $200,000.00;

5. Where said total estimated construction cost is $1,000,000.00 or more, but less than $10,000,000.00, two thousand, one hundred eighty dollars ($2,180.00) plus two tenths of one per cent (.2%) of the cost over $1,000,000.00;

6. Where said total estimated construction cost is $10,000,000.00 or more, but less than $30,000,000.00, twenty thousand, one hundred eighty dollars ($20,180.00) plus one tenth of one per cent (.1%) of the cost over $10,000,000.00;

7. Where said total estimated construction cost is more than $30,000,000.00, forty thousand, one hundred eighty

cent (.05%) of the cost over $30,000,000.00;))

(((e)))(d) For each application for authorization of a special use pursuant to Sections 242 et seq. of this Code, the fee shall be $200 for those applications which can be approved by the Zoning Administrator and $350 for those applications which require review by the Planning Commission. Where a conditional use is also required so that no additional staff or commission review is necessary, this fee is waived.

(((f)))(e) Exemption. Any fraternal, charitable, benevolent or any other non-profit organization having a regular membership associated primarily for civic welfare, with revenue accruing therefrom to be used exclusively for the non-profit purposes of said organization, and which organization is exempt from taxation under the Internal Revenue laws of the United States as a bona-fide fraternal, charitable, benevolent or other non-profit organization, shall be exempt from paying the fees specified in paragraphs (a) through ((e))(d) inclusive of this Section.

(f) Refunds. When an application is (1) either withdrawn by the applicant, or deemed canceled by the Department of City Planning due to inactivity on the part of the applicant, and (2) the Zoning Administrator determines that no substantial costs have been incurred by the Department in acting on the application, (for example, little time has been expended beyond initial scoping meetings), then the applicant shall be entitled to a refund of 75% of the fee paid to the Department.

Sec. 352. FEE FOR REVIEW OF BUILDING PERMIT APPLICATIONS. In order to compensate the Department of City Planning for a part of the cost of the review of building permit applications for compliance with the City Planning Code, fees shall be charged and collected by the Central Permit Bureau, upon ((issue of)) application for a permit for a new building, or a permit to change the use or alter the exterior of an existing building, as ((follows:)) indicated below, in conjunction with current and existing fee collections:

(a) Where the total estimated construction cost as defined by the San

Francisco Building Code is ((($25,000.00)) $10,000 or less, ((twenty-five dollars($25.00))) $40;

(b) Where said total estimated construction cost is more than ((($25,000.00)) $10,000, but less than ((($5,000,000.00)) $2,000,000, the fee shall be ((twenty-five dollars($25.00))) $40 plus thirteen hundreds ((one tenth)) of one per cent (((.1%))) of the cost over ((($25,000.00)) $10,000;

(c) Where said total estimated construction cost is $2,000,000 or more ((($5,000,000.00 or more)), the fee shall be ((five thousand dollars ($5,000.00))) $2,627 plus one tenth ((five hundredths)) of one per cent (((.05%))) of the cost over ((($5,000,000.00)) $2,000,000.

In addition to the fees set forth above, there shall be the following additional fees, to be collected by the Central Permit Bureau, upon identification by the Department of City Planning :

(d) Where the building permit is for property within the C-3 (Downtown Commercial) district, an additional fee of $200 to cover costs of providing the notices required under Section 309(c) and (d) of this Code;

(e) Where the building permit involves new construction exceeding forty feet in height as defined under this Code or an alteration to an existing building which changes any exterior dimensions of the building at an elevation exceeding forty feet in height, an additional fee of $200 to cover costs to the Department of City Planning to determine if the project will cast any new shadows upon property pursuant to Section 295 of this Code.

Sec. 353. FEE FOR REVIEW OF PERMIT APPLICATIONS ISSUED BY THE FIRE DEPARTMENT, THE POLICE DEPARTMENT AND THE DEPARTMENT OF PUBLIC HEALTH. In order to compensate the Department of City Planning for a part of the cost of the review of permit applications under the jurisdiction of the Fire Department, the Police Department and the Department of Public Health, a fee ((twenty-five dollars ($25))) $40 shall be charged and collected by the other Departments in conjunction with current and existing fee collections.

Sec. 354. FEE FOR FILING OF INSTITUTIONAL MASTER PLANS. In order to compensate the Department of City Planning for the cost of reviewing and maintaining records on institutional master plans pursuant to Section 304.5 of this Code, the Department shall charge and collect a fee as follows:

(a) Where a full institutional master plan or substantial revision to such a plan is filed, the fee shall be $1,000 to be collected prior to the Department's accepting the plan;

(b) Where an abbreviated institutional master plan is filed, the fee shall be $300 to be collected prior to the Department's accepting the plan; when a Planning Commission public hearing is deemed necessary, an additional fee of $300 shall be collected prior to the Department's providing notice of the hearing.

Sec. 355. FEE FOR REVIEWING NOTICES OF SPECIAL RESTRICTIONS. The Zoning Administrator shall maintain a list of those provisions of this Code containing a requirement that a notice of restrictions be recorded in the office of the County Recorder and any applicant seeking approval of the form of such notice shall be charged a fee of $50.

Sec. 356. FEE FOR REVIEWING PROPOSALS WHICH CAST A SHADOW ON RECREATION AND PARK COMMISSION PROPERTY. In order to compensate the Department of City Planning for the cost of evaluating the impact of shadows cast by buildings upon property under the jurisdiction of, or designated for acquisition by, the Recreation and Park Commission, pursuant to Section 295 of this Code, the Department shall charge and collect a minimum fee of five hundred dollars prior to scheduling a matter for public hearing. Prior to approving any building permit, the Department shall charge and collect an additional fee to cover the cost of any time and materials the Department of City Planning expends over and above the minimum fee in reviewing the application.

Sec. 357. FEE FOR CITY PLANNING COMMISSION REVIEW OF PROJECTS WITHIN THE C-3 (DOWNTOWN COMMERCIAL) DISTRICT. In order to compensate the Department of

City Planning for the cost of reviewing projects

Commercial) districts, pursuant to Section 309 of this Code, the Department shall charge and collect the following fees:

(a) A fee based on the fee schedule in Section 351(c) above to cover costs for determination of whether additional modifications are necessary as authorized in Section 309 of this Code.

(b) For an application for an exception, as authorized in Section 309(a) of this Code, a fee equal to one-half the fee as set forth in Section 351(c) shall be charged and collected by the Department of City Planning prior to accepting said application.

Section 358. FEE FOR REVIEWING PROJECTS SUBJECT TO OFFICE DEVELOPMENT LIMITS. In order to compensate the Department of City Planning for the cost of reviewing projects pursuant to Sections 320 through 323, of this Code, the Department shall charge and collect, at the time of application for project authorization, fifteen thousand dollars per application. This fee shall be due and payable with respect to those projects which are eligible for consideration and participate in the first review period upon the effective date of the ordinance establishing the fee. No department or agency of the City and County of San Francisco shall permit the issuance or approval of any permit for a project considered in the first review period until this fee has been paid. If a project which is eligible for consideration in the first review period is withdrawn from consideration in that period and has paid the fee required by this section, the project applicant shall not be charged a fee for consideration in a later review period; provided, however, that the fee shall be charged to such a project applicant prior to a review in a later review period if the project has, within the determination of the Director of Planning, been substantially altered.

Section 359. FEE FOR MONITORING PROJECTS In order to compensate the Department of City Planning for the cost of monitoring authorized projects under Sections 149, 163, 164, 165, and 321 of this Code, the Department shall

charge $5,000 per project, to be collected by the Central Permit Bureau at the time the Building Permit is issued.

Section 360. FEE FOR REVIEWING REQUESTS RELATING TO TDR AND ARTICLE 11 DESIGNATED BUILDING. Fees under this section shall be collected as follows:

(a) For each application for designation or change of designation of a Significant or Contributory building, the fee shall be $500.

(b) For each application for designation or change of boundary of a Conservation District, the fee shall be $500.

(c) An application for a permit for alteration of a Significant or Contributory building or building within a designated Conservation District which the Zoning Administrator has deemed minor as provided in Section 1111 or 1111.1 shall have no fee in addition to other fees which may be applicable.

(d) An application for a permit for alteration not deemed minor, as described in subsection (c) above, shall be $100. This fee shall be in addition to any fee otherwise required for permits to alter or demolish; provided, however, that if the permit is for alteration of a Contributory Building located outside a Conservation District from which no TDR have been transferred, and the applicant elects to proceed without issuance of a permit pursuant to sections 1111 - 111.6, the fee shall be $25.00.

(e) An application for a permit to demolish a Significant or Contributory building shall be $500. This fee shall be in addition to any fee otherwise required for permits to alter or demolish. However, no fee in addition to that otherwise required for a demolition permit shall be charged for an pplication to demolish a Contributory building located outside a Conservation District from which no TDR have been transferred or a Category V building in a Conservation District from which no TDR have been transferred.

(f) For each application for a Statement of Eligibility the fee shall be $500, for execution of a Certificate of Transfer the fee shall be $250, and for Certification of Transfer of TDR the fee shall be $500.

(g) For each permit application for a determination that a building is a

Sections 309 and 1109, the fee shall be the same as an application for a conditional use permit.

Exemption. Any organizations exempt from federal income taxes under Internal Revenue Code Section 501(c)(3) shall be exempt from paying the fees specified in this section.

Section 361. FILING FEES AND PROVISION FOR EXEMPTION. Before accepting for filing any application for designation of a landmark, or for amendment or rescission of such designation, or for an application for a certificate of appropriateness under Article 10, the Department shall charge and collect the fees here specified:

(a) For each application for designation of a landmark, or the amendment or rescission or the designation of an historical district, the fee shall be $50.00.

(b) For each application for a certificate of appropriateness the fee shall be $200.

(c) Exemption. Any fraternal, charitable, benevolent or any other non-profit organization having a regular membership associated primarily for civic welfare, with revenue accruing therefrom to be used exclusively for the non-profit purposes of said organization, and which organization is exempt from taxation, under the Internal Revenue laws of the United States as a bona fide fraternal, charitable, benevolent or other non-profit organization shall be exempt from paying the fee specified in Subsection (a) above.

Section 362. FEE FOR REVIEW OF PROJECTS UNDER DISCRETIONARY REVIEW. Any person who requests that the Department of City Planning schedule before the City Planning Commission a hearing to consider a permit pursuant to Section 26 of Part III of the San Francisco Municipal Code shall, prior to the Department's providing notice of such hearing, pay a fee of $50.

Section 2. Part II Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by deleting Sections 1012 and 1118.

for filing any application for designation of a landmark, or for amendment or rescission of such designation, the Department shall charge and collect the fees here specified.

(a) For each application for designation of a landmark, or the amendment or rescission or the designation of an historical district, the fee shall be $50.00.

(b) Exemption. Any fraternal, charitable, benevolent or any other non-profit organization having a regular membership associated primarily for civic welfare, with revenue accruing therefrom to be used exclusively for the non-profit purposes of said organization, and which organization is exempt from taxation, under the Internal Revenue laws of the United States as a bona fide fraternal, charitable, benevolent or other non-profit organization shall be exempt from paying the fees specified in Subsection (a) above.))

((SEC. 1118. FILING FEES AND PROVISIONS FOR EXEMPTION. Fees under this section shall be collected by the Central Permit Bureau as follows:

(a) For each application for designation or change of designation of a Significant or Contributory building, the fee shall be $500.

(b) For each application for designation or change of boundary of a Conservation District, the fee shall be $500.

(c) An application for a permit for alteration of a Significant or Contributory building or building within a designated Conservation District which the Zoning Administrator has deemed minor as provided in Section 1111 or 1111.1 shall have no fee in addition to other fees which may be applicable.

(d) An application for a permit for alteration not deemed minor, as described in subsection (c) above, shall be $100. This fee shall be in addition to any fee otherwise required for permits to alter or demolish; provided, however, that if the permit is for alteration of a Contributory Building located outside a Conservation District from which no TDR have been transferred, and the applicant elects to proceed without issuance of a permit

pursuant to sections 1111 - 111.6, the fee shall be $25.00.

(e) An application for a permit to demolish a Significant or Contributory building shall be $500. This fee shall be in addition to any fee otherwise required for permits to alter or demolish. However, no fee in addition to that otherwise required for a demolition permit shall be charged for an application to demolish a Contributory building located outside a Conservation District from which no TDR have been transferred or a Category V building in a Conservation District from which no TDR have been transferred.

(f) For each application for a Statement of Eligibility, execution of a Certificate of Transfer, and Certification of Transfer of TDR pursuant to Section 128, the fee shall be $200.

(g) For each application for a certification of transfer of TDR, the fee shall be $200.

(h) For each permit application subject to Section 309 review, the fee shall be the same as an application for a conditional use permit.

(i) Exemption. Any organizations exempt from federal income taxes under Internal Revenue Code Section 501(c)(3) shall be exempt from paying the fees specified in this section.))

APPROVED AS TO FORM:

GEORGE AGNOST, CITY Attorney

By Paula Jesson

Deputy City Attorney

AB/jml/4930B

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
March 3, 1986	March 10, 1986
Ayes: Supervisors Hongisto Kopp Maher Molinari Nelder Renne Silver Walker	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Britt Kennedy Ward	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 115-86-4

MAR 21 1986
Date Approved

Mayor

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FILE NO. 127-86-2 ORDINANCE NO. 95-86

(Board of Permit Appeals Fees)

AMENDING PART III, ARTICLE I, SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTION 8 THEREOF TO PROVIDE FOR INCREASED FILING FEES.

NOTE: Additions are indicated by underlining; deletions by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part III, Article I, Section 8, San Francisco Municipal Code, is hereby amended to read as follows:

Section 8. Method of Appeal to the Board of Permit Appeals.

Appeals to the Board of Permit Appeals shall be taken within ten (10) days from the making or entry of the order or decision from which the appeal is taken by filing a notice of appeal with the Board of Permit Appeals and paying to said Board at such time a filing fee as follows:

a. Zoning Administrator, Department of City Planning, Director of Planning and City Planning Commission

(i.) For each appeal from the Zoning Administrator's variance decision the fee shall be ((seventy-five dollars ($75,000))) one hundred and fifty dollars ($150.00).

(ii) For each appeal from any order, requirement, decision or other determination (other than a variance) made by the Zoning Administrator, the Department of City Planning or Commission or the Director of Planning the fee shall be ((seventy-five dollars ($75.00))) one hundred and fifty dollars ($150.00).

b. Department of Public Works

(i.) For each appeal from a Bureau of Building Inspection denial of a residential hotel or apartment conversion permit the fee shall be ((seventy-five dollars ($75.00)))) one hundred and fifty dollars ($150.00).

(ii) For each protest appeal from a Bureau of Building Inspection conditional approval or granting of a residential hotel or apartment conversion permit the fee shall be ((seventy-five dollars ($75.00))) one hundred and fifty dollars ($150.00).

(iii) For each appeal from the granting or denial of a building demolition, or other permit (other than conversion) the fee shall be ((thirty-five dollars ($35.00))) seventy dollars ($70.00).

(iv) For each appeal from the imposition of a penalty only the fee shall be ((twenty dollars ($20.00))) forty dollars ($40.00).

c. Police Department

(i) For each appeal from the denial or granting of a Police permit or license the fee shall be ((sixty dollars ($60.00)))) one hundred and twenty dollars ($120.00) for an entity and ((twenty-five dollars ($25.00))) fifty dollars ($50.00) for an individual.

(ii) For each appeal from the revocation or suspension of a Police permit or license the fee shall be ((sixty dollars ($60.00))) one hundred twenty dollars ($120.00) for an entity or individual.

d. For each appeal from any other order or decision the fee shall be ((thirty-five dollars ($35.00))) seventy dollars ($70.00).

e. For requests for rehearing under Section 16 of this Article the fee shall be (fifteen dollars ($15.00))) thirty dollars ($30.00). All agencies of the City and County of San Francisco are exempted from this fee.

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f. An exemption from paying the full fee specified in subsections a., b., c., d., and e. herein may be granted upon the filing under penalty of perjury of a declaration of indigency on the form provided and approved by the board.

Notice of appeal shall be in such form as may be provided by the rules of the Board of Permit Appeals.

On the filing of any appeal, the Board of Permit Appeals shall notify in writing the department, board, commission, officer or other person from whose action the appeal is taken of such appeal. On the filing of any appeal concerning a structural addition to an existing building, the Board of Permit Appeals shall additionally notify in writing the property owners of buildings immediately adjacent to the subject building.

The Board of Permit Appeals shall fix the time and place of hearing, which shall be not less than five (5) nor more than fifteen (15) days after the filing of said appeal, and shall act thereon not later than forty (40) days after such filing or a reasonable time thereafter.

Pending decision by the Board of Permit Appeals, the action of such department, board, commission, officer or other person from which an appeal is taken, excluding actions of revocation or suspension of permit by the Director of Public Health when determined by him to be an extreme public health hazard, shall be suspended.

APPROVED AS TO FORM:

George Agnost
City Attorney

By _____
Deputy City Attorney

0986j

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
March 3, 1986	§	March 10, 1986
Ayes: Supervisors Hongisto Kopp Maher Molinari Nelder Renne Silver Walker	§	Ayes: Supervisors Maher Molinari Nelder Renne Silver Walker Ward
Absent: Supervisors Britt Kennedy Ward	§	Absent: Supervisors Britt Hongisto Kennedy Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
127-86-2

MAR 2 1 1986
Date Approved

_____
Mayor

FILE NO. 171816 ORDINANCE NO. 96-86

(Lease Termination; Golden Gateway Garage)

APPROVING AND AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND THE SAN FRANCISCO GOLDEN GATEWAY PARKING CORPORATION TERMINATING THE LEASE OF THE GOLDEN GATEWAY GARAGE: AUTHORIZING RECEIPT OF THE GARAGE FACILITY AND ASSETS OF SAID CORPORATION: AUTHORIZING EXECUTION OF AN ACCEPTANCE OF ASSIGNMENT OF OPERATOR'S AGREEMENT AND ASSUMPTION OF CORPORATION'S OBLIGATIONS THEREUNDER; AUTHORIZING RECEIPT OF MEMBERSHIP CERTIFICATES OF SAID CORPORATION AND VOTING TO DISSOLVE THE CORPORATION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. In accordance with the recommendation of the Mayor of the City and County of San Francisco (hereinafter referred to as "CITY") the form of the Agreement presented to the Board of Supervisors, which includes provisions for termination of the lease of the Golden Gateway Garage to the San Francisco Golden Gateway Parking Corporation (hereinafter referred to as "CORPORATION"), dissolution of the corporation and indemnification of the present directors and officers of corporation, copies of which Agreement are on file with the Clerk of the Board of Supervisors, is hereby approved. The Mayor is hereby authorized to execute and the Clerk is hereby directed to affix the seal of the City and to attest the Agreement in substantially the form hereby approved or with any changes made by the City Attorney pursuant to Section 5.

Section 2. The Director of Property is authorized to receive and take possession, on behalf of the CITY, of the premises subject to said lease, the public parking facility constructed thereon, all personal property of CORPORATION located thereon, all files, records and documents of the CORPORATION relating to said facility and all other rights of CORPORATION that are to be transferred to City pursuant to the Agreement. The Director of Property is authorized to accept, on behalf of the CITY, a quitclaim deed of the premises from the CORPORATION, to sign a certificate of acceptance of said deed and to cause the deed to be recorded. The Controller of the City and County of San Francisco is authorized to receive, on behalf of the City, all funds of the CORPORATION and shall deposit said funds in accordance with law.

Section 3. The Director of Property is authorized to execute, on behalf of the CITY, an acceptance of the assignment by the CORPORATION to the CITY of the CORPORATION's rights under the Operations's Agreement with Pansini Corporation and an assumption of the CORPORATION's obligations thereunder; said acceptance and assumption to be in a form approved by the City Attorney.

Section 4. The Director of Property is authorized, on behalf of the City, to receive from the Bank of California National Association the four certificates of membership of the CORPORATION and to vote, on behalf of the City as owner of said certificates, to approve dissolution of the CORPORATION.

Section 5. The City Attorney is hereby authorized to make any changes in the Agreement that hereafter become necessary in the interest of the City which changes do not materially affect the substance of the Agreement or materially increase the

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FILE NO 97-86-11 ORDINANCE NO. 97-86

(Vacations)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 16.12 THEREOF TO EXTEND THE TIME IN WHICH TO USE EXCESS ACCRUED VACATION TIME UNTIL ~~OCTOBER 31, 1986.~~ JANUARY 9, 1987.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by amending Section 16.12 thereof to read as follows:

NOTE: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

Sec. 16.12.

Award and Accrual of Vacation

(a) Beginning with the first full pay period after the effective date of this ordinance, an employee shall be awarded the employee's vacation allowance on the first day of the pay period following the pay period in which the allowance is accrued.

(b) An employee does not accrue vacation allowance in the first year of continuous service, however, at the end of one year of continuous service, an employee shall be awarded a vacation allowance computed at the rate of .0385 of an hour for each hour of paid service in the preceding year.

(c) At the end of five years of continuous service, an employee shall be awarded a one-time vacation allowance computed at the rate of .01924 of an hour for each hour of paid service in the preceding year except that the amount of the vacation allowance award shall not exceed 40 hours.

(d) At the end of fifteen years of continuous service, an employee shall be awarded a one time vacation allowance computed at the rate of .01924 of an hour for each hour of paid service in the preceding year except that the amount of the vacation allowance award shall not exceed 40 hours.

(e) The maximum number of vacation hours an employee may accrue consists of 240 hours carried forward from prior years plus the employee's maximum vacation entitlement which is based on the number of years of service. The maximum number of vacation hours which an employee may accrue is as follows:

Years of Continuous Service	Maximum Accrual
1 through 5 years.....	320 hours
more than 5 through 15 years.....	360 hours
more than 15 years.....	400 hours

(f) On the first day of the second pay period following the effective date of this ordinance, employees shall be awarded any vacation allowance accrued between January 1, 1985 and the first day of the second pay period following the effective date of this ordinance. In order to prevent employees from unfairly losing accrued vacation allowance in the transition from an award date of January 1 of each year, the limitation on the number of vacation hours an employee may accrue as set forth in subsection 16.12(e) shall not apply between the effective date of this ordinance and ((May 3, 1986)) ~~October 31, 1986~~ January 9, 1987. Vacation allowance hours in excess of those set forth in Section 16.12(e) will be lost if not used before ((May 3, 1986)) ~~October 31, 1986.~~ January 9, 1987.

3/4/86 BST

3/4/86 BST

Approved as to Form:

GEORGE AGNOST, CITY ATTORNEY

By _____ Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
March 10, 1986	§	March 17, 1986
	§	
	§	
Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Silver Walker Ward	§	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker
	§	
Absent: Supervisors Britt Kopp Maher	§	Absent: Supervisor Ward
	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-86-11

MAR 27 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 446-85-2 ORDINANCE NO. 98-86

CLOSING COMMERCE STREET BETWEEN FRONT STREET AND BATTERY STREET TO VEHICULAR TRAFFIC, AND ACCEPTING QUITCLAIM DEEDS FROM ABUTTING OWNERS FOR VEHICULAR ACCESS TO THEIR PROPERTY, AND ESTABLISHING A PEDESTRIAN MALL ON COMMERCE STREET BETWEEN FRONT AND BATTERY STREETS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors of the City and County of San Francisco, by its Resolution No. 991-85 adopted November 18, 1985 declared as a matter of policy that it is the intention of the Board of Supervisors to close Commerce Street between the easterly line of Battery Street and the westerly line of Front Street to vehicular traffic.

Section 2. The closing of said portion of Commerce Street to vehicular traffic will not unduly inconvenience vehicular travel.

Section 3. The Department of City Planning reported on July 25, 1985, that the proposed closing of said portion of Commerce Street to vehicular traffic is in conformity with the Master Plan.

Section 4. The public interest convenience, and necessity require the construction of the Commerce Street Pedestrian Mall.

Section 5. The costs and expenses for the establishment, improvement, and beautification of said mall area shall be paid for by the Hemingray Foundation, and the construction of the proposed improvements will enhance and beautify the surrounding areas.

Section 6. The abutting property owners that will be affected by the closing of said portion of Commerce Street to vehicular traffic have consented to said closing and have executed quitclaim deeds to the City for vehicular access to their property.

Section 7. The portion of Commerce Street between Front Street and Battery Street be and it is hereby closed to all vehicular traffic excepting emergency vehicles as of [illegible], and, in accordance with the provisions of the Pedestrian Mall Law of 1960, a pedestrian mall is hereby established on Commerce Street between Front Street and Battery Street.

Section 8. The Director of Property is authorized to accept the quitclaim deeds from the abutting owners for vehicular access to their property.

Section 9. The Clerk of this Board is directed to transmit to the Department of Public Works a certified copy of this ordinance and the Department of Public Works is hereby directed to give notice of the establishment of the pedestrian mall and the prohibition of vehicular traffic related thereto in the manner required by law.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

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APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By
Deputy City Attorney

APPROVED:

Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
March 10, 1986	March 17, 1986
Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker	Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker
Absent: Supervisors Britt Kopp Ward	Absent: Supervisors Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No. 446-85-2

MAR 28 1986
Date Approved

Mayor

AS AMENDED IN BD. 3/17/86

FILE NO. 106-86-1

ORDINANCE NO. 99-86

ORIGINAL

CITY AND COUNTY OF SAN FRANCISCO

SALARY STANDARDIZATION ORDINANCE

FISCAL YEAR - 1986-87

FILE NO. 36-86-2 ORDINANCE NO. 100-86

(Zoning Change, 84.351EZC)

ADOPTING CHANGES IN PROPERTY USE CLASSIFICATION AS AN AMENDMENT TO THE ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO OF A 30-FOOT WIDE PORTION OF PROPERTY LOCATED AT 3333 MISSION STREET, LOT 23 IN ASSESSOR'S BLOCK 5615 FROM AN RH-2 (HOUSE, TWO-FAMILY) DISTRICT TO A C-2 (COMMUNITY BUSINESS) DISTRICT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to resolution of the Board of Supervisors, adopting the final negative declaration as its own, and pursuant to Section 302(c) of the City Planning Code, Part II, Chapter II of the San Francisco Municipal Code, the following change in property use classification, duly approved by resolution of the City Planning Commission, is hereby adopted as an amendment to the Zoning Map of the City and County of San Francisco.

Description of Property	Use District to be Superseded	Use District Hereby Approved
Beginning at a point which is located on an interior property line 133.5 feet in a southeasterly direction from a point 240 feet in a northeasterly direction from the intersection of the southeastern line of Mission Street and the northeastern line of Virginia Avenue; thence southeasterly along said interior property line to a point 30 feet from said point of beginning; thence southwesterly 170 feet; thence northwesterly 30 feet; and thence northeasterly 170 feet back to the point of beginning; being a portion of Lot 23 in Assessor's Block 5615; and adjacent street areas to their centerline.	RH-2 (House, Two-Family)	C-2 (Community Business)

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By Paula Jesson
Deputy City Attorney

RECOMMENDED:
CITY PLANNING COMMISSION

By Dean Macris
Dean L. Macris
Director of Planning

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Board of Supervisors, San Francisco

Passed for Second Reading
March 10, 1986

Ayes: Supervisors ~~Britt Hongisto~~ Kennedy ~~Kopp Maher~~ Molinari Nelder Renne Silver Walker Ward

Absent: Supervisors Britt Hongisto Kopp Maher

Finally Passed
March 17, 1986

Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker

Absent: Supervisors Britt Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No. 36-86-2

MAR 28 1986
Date Approved

Mayor

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